OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF DOUGLAS

FINDINGS OF FACT, CONCLUSIONS OF LAW, JUDGEMENT AND

DECREE

IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS IN AND TO THE WATERS OF MOTT CREEK, TAYLOR CREEK, CARY CREEK (AKA CAREY CREEK), MONUMENT CREEK, BULLS CANYON, STUTLER CREEK (AKA STATTLER CREEK), SHERIDAN CREEK, GANSBERG SPRING, SHARPE SPRING, WHEELER CREEK NO. 1, WHEELER CREEK NO. 2, MILLER CREEK, BEERS SPRING, LUTHER CREEK AND VARIOUS UNNAMED SOURCES IN CARSON VALLEY, DOUGLAS COUNTY, NEVADA.

DAVID GAMBLE DISTRICT JUDGE

SEPTEMBER 29, 2014



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IN THE DUNCTED BY DISTRICT COURT OF THE STATE OF 8-CV-06-5 DINERIOD COURT OF DOUGHASEP 29 PH 3: 48

IN THE MATTER OF THE DETERMINATION OF THE RELATIVE RIGHTS IN AND TO THE WATERS OF MOTT CREEK, TAYLOR CREEK, CREEK). (AKA CAREY CARY CREEK CREEK. BULLS CANYON. MONUMENT STUTLER CREEK (AKA STATTLER CREEK), **GANSBERG** SHERIDAN CREEK. SPRING. SHARPE SPRING, WHEELER CREEK NO. 1, WHEELER CREEK NO. 2, MILLER CREEK, BEERS SPRING, LUTHER CREEK AND VARIOUS UNNAMED SOURCES IN CARSON VALLEY, DOUGLAS COUNTY, NEVADA.

EOBBIE R. WILLIAMS

BYM. BIAGRINTY

DOUGLAS COUNTY, NV

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KAREN ELLISON, RECORDER



FINDINGS OF FACTS, CONCLUSIONS OF LAW, JUDGMENT AND DECREE

I. GENERAL

On June 5, 1987, a petition was filed in the Office of the State Engineer requesting a determination of the relative rights of the claimants to the waters of Sheridan Creek, Douglas County, Nevada. This request was followed by an Order dated June 17, 1987, from the Ninth Judicial District Court in and for Douglas County, State of Nevada, ordering the State Engineer to proceed with the same.

The State Engineer considered the scope of other surface waters in Carson Valley and after close study of the evidence and locality, determined the facts and conditions warranted the initiation of proceedings for determination of the relative rights of the claimants to the waters that drain into the Carson Valley from the Eastern slope of the Carson Range.

On October 22, 1990, the State Engineer entered Order No. 1031 initiating the proceedings to determine the relative rights of claimants of vested rights to waters located in T.12N., R.19E., M.D.B.&M. In accordance with NRS § 533.095, a copy of the Order was served by certified mail to persons identified as owning land within the subject area that could be potential claimants. A notice describing the initiation of the adjudication proceedings was published on November 1, 8, 15, 22, and 29, 1990, in the

Record-Courier located in Gardnerville, Nevada, a newspaper of general circulation within the boundaries of the subject adjudication area.

State Engineer's Order No. 1034 established January 11, 1991, as the date the State Engineer would commence taking proof of claims of the rights and established March 18, 1993, as the final date for filing said proofs pursuant to NRS § 533.110. A copy of the Order was served by certified mail to persons identified as owning land within the subject area that could be potential claimants. A notice describing the commencement of taking proofs was published on January 17, 24, 31 and February 7 and 14, 1991, in the Record-Courier located in Gardnerville, Nevada, a newspaper of general circulation within the boundaries of the subject adjudication area.

On March 10, 1993, the State Engineer served by certified mail to each potential claimant that could be reasonably ascertained, a notice extending the final date for filing said proofs in the Office of the State Engineer to March 18, 1994. Surveys and corresponding maps were executed and submitted by the claimants to the Office of the State Engineer pursuant to NRS § 533.100.

On May 22, 2006, the State Engineer issued an Abstract of Claims and the Preliminary Order of Determination and on June 12, 2006, issued the Notice of Order Fixing and Setting Time and Place of Inspection in the Matter of the subject adjudication pursuant to NRS § 533.140. A copy of the aforementioned documents was served on all claimants. The time for inspection was held during regular business hours at the Office of the State Engineer from August 15, 2006, to September 15, 2006.

In accordance with NRS § 533.145, objections to the Preliminary Order of Determination were required to be filed in the Office of the State Engineer on or before September 15, 2006. The claimants were advised that if no objections were received on or before September 15, 2006, the Order of Determination would be prepared and filed in accordance with the provisions of the NRS § § 533.160 and 533.165.

On September 20, 2006, an extension of time for the filing of objections to "the close of business on October 6, 2006" was granted.

After all parties of interest were properly noticed, a public administrative hearing on the objections to the Preliminary Order of Determination was held before the State Engineer on March 5 and March 7, 2007. After review and consideration of evidence and testimony presented at the hearing, the State Engineer issued his Order of Determination on August 14, 2008. As provided for in NRS § 533.160, a copy of the aforementioned document was delivered in person or served by certified mail to all claimants.

On October 30, 2008, the Ninth Judicial District Court issued an Order setting the time and date for hearing exceptions to the Final Order of Determination. After all parties of interest were properly noticed, a hearing on the exceptions to the Final Order of Determination was held before the District Court on April 1, 2009 (Case No. 08-CV-0363 Sub E Dept. I).

The April 1, 2009 hearing resulted in the exceptions being divided into six subparts, including:

Subpart A

The Kimmerling exception, that concerns having Kimmerling Family Trust, dated June 12, 1990, listed as an owner of Proof V-06320 in the final Decree. Title was brought forward in the Office of the State Engineer to reflect this. Therefore, this issue was resolved prior to the hearing.

Subpart B

The Douglas exception, concerns typographical errors in the Table of Relative Rights to Appropriators in the Final Order of Determination pertaining to Proof V-06321. The typographical errors concerning diversion rate, duty and acreage have been corrected. Therefore, this issue was resolved prior to the hearing.

Subpart C

The Brooks exception, concerns a discrepancy in acreage in the Table of Relative Rights of Appropriators in the Final Order of Determination. This discrepancy can only be resolved with the submission of an amended map supporting Proof V-06365 produced by a licensed Nevada State Water Rights Surveyor.

Subpart D

The Bentley exception, concerns typographical errors, irrigated acreage, a "diversion agreement" and the inclusion of a rotation schedule. Replies to the Bentley exception were filed by Forrester, Hall Ranches, LLC, Scyphers, Scharro, Sheridan Creek Equestrian Center, LLC and Mitchell.

Subpart E

The Groenendyke and Jackson exceptions, concern the distribution of water from unnamed springs 'A', 'B', 'C' and 'D', the places of use of such water and their associated duties and rotation schedules.

Subpart F

The Davis exception, concerns a reduction in irrigated acreage in the Final Order of Determination from the amount stated in the Preliminary Order of Determination and the implementation of a rotation schedule.

On May 21, 2010, the District Court issued an Order, which was the decision of record concerning acreage under Subpart F. The amount of acreage determined for Davis was set at 21 acres.

On August 30, 2010, the District Court issued an Order, which was the decision of record concerning rotation under Subpart F. The issue of the rotation schedule was determined to be the "Rounded off Rotation Schedule," which was put into effect for the remainder of the 2010 irrigation season and was to stay in effect until further order of the District Court.

On April 5, 2012, the District Court issued a Findings of Fact, Conclusions of Law and Order and Judgment, which was the decision of record concerning Subpart D. The typographical error and acreage change was accepted, the Final Order of Determination as it pertains to Subpart D is affirmed, the use of a rotation schedule is ordered when Sheridan Creek flows fall below 2.0 cubic feet per second (cfs) and the "diversion agreement" was determined to be invalid.

On December 24, 2013, the District Court issued an Order, which was the decision of record that included the Findings of Fact, Conclusions of Law and Order and Judgment concerning Subpart E. The Final Order of Determination as it pertains to Subpart E is affirmed.

II. FINDINGS OF FACT

After review and consideration of evidence and testimony at the hearings held by the Ninth Judicial District Court on the objections to the Final Order of Determination (Case No. 08-CV-0363 Dept I), the following was determined:

Subpart A: Exception regarding Proof V-06320 by Kimmerling 1990 Trust dated June 12, 1990.

An exception to the Final Order of Determination was filed by Robert A. Kimmerling and Margery A. Kimmerling, as co-Trustees of the Kimmerling 1990 Trust dated June 12, 1990 (the "Kimmerling Trust"), concerning Proof V-06320. The exception concerned the identification of the Kimmerling Trust as Owner of Record of a portion of Proof V-06320 in the final Decree. The Kimmerling Trust was not listed as Owner of Record of a portion of Proof V-06320 in the Final Order of Determination. The Kimmerling Trust owns real property within the place of use of Proof V-06320 as described in the Final Order of Determination. The Kimmerling Trust received title to the real property on April 18, 1995, from the William R. Tomerlin Trust dated August 11, 1976 (the "Tomerlin Trust"), as conveyed by an Individual Grant Deed from the Tomerlin Trust to the Kimmerling Trust. The Individual Grant Deed expressly included all appurtenances.

The Kimmerling Trust filed a Report of Conveyance with the Office of State Engineer as required by NRS § 533.384 to complete the chain of title to its portion of Proof V-06320, being 2.12 acres within the 49.1 acres described in the Final Order of Determination.

Title has been brought forward in the Office of the State Engineer showing that the Kimmerling Trust is the Owner of Record for 2.12 acres within the 49.1 acres described in the Final Order of Determination. This will be reflected in the Table of Decreed Rights of Appropriation (Appendix A). This exception is considered resolved.

Subpart B: Exception regarding Proof V-06321 by the Bartholomew Family Trust and the Henry Edward Warg and Geraldine Gardner Revocable Trust.

An exception to the Final Order of Determination was filed by Myles Douglas, M.D. for the Bartholomew Family Trust and the Henry Edward Warg and Geraldine Gardner Revocable Trust concerning Proof V-06321. The exception concerned a possible typographical error relating to "Duty Total Acre-Feet" in the Table of Relative Rights to Appropriators in the Final Order of Determination, which stated 96.24 acre-feet rather than 161.44 acre-feet.

The discrepancy in acre-feet was determined to be a typographical error and will be corrected to 161.44 acre-feet in the Table of Decreed Rights of Appropriation (Appendix A). This exception is considered resolved.

Subpart C: Exception regarding Proofs V-06365 and V-06366 by the Brooks Family Trust.

An exception to the Final Order of Determination was filed by Lynette L. Brooks, trustee for the Brooks Family Trust concerning Proofs V-06365 and V-06366. The exception concerned the amount of irrigated acreage described in the Table of Relative Rights to Appropriations in the Final Order of Determination, which stated 59.2 acres of irrigated land. Further information was provided stating that an additional 4.63 acres should be added to the 59.2 acres.

The Court affirmed the State Engineer's findings that the additional 4.63 acres was valid and would be added to Proof V-06365 for a total of 63.83 acres in the Table of Decreed Rights of Appropriation (Appendix A), provided that the Brooks Family Trust submit a map drawn to acceptable standards by a licensed Nevada State Water Right Surveyor to the Office of the State Engineer.

To date, the Brooks Family Trust has failed to submit the required map. Therefore, the Brooks Family Trust is not in compliance with the Court's order and the acreage described in the Table of Relative Rights to Appropriators in the Final Order of Determination stands, and the additional 4.63 acres is rejected.

Subpart D: Exception regarding Proofs V-06305, V-06306, V-06307 and V-06308 by the Bentley Family 1995 Trust.

An exception to the Final Order of Determination was filed by J.W. Bentley and Maryann Bentley, Trustees of the Bentley Family 1995 Trust concerning Proofs V-06305, V-06306, V-06307 and V-06308. The exception, composed of five separate points, includes:

1.) Diversion/Rotation Schedule: The first asserts that the diversions under Proofs V-06307 and V-06308 are for stock water and wildlife and should not be subject to a rotation schedule. Bentley asserts the Office of the State Engineer does not have the authority to impose a diversion/rotation schedule. The Bentley Family 1995 Trust's diversion rights on Sheridan Creek are set forth in

- a series of "diversion agreements" between predecessors, which state that the ponds and streams on the property will have continuous non-consumptive use to maintain water levels in the ponds and streams and to supply a water source for stock and wildlife. These agreements also include the waters from Stutler Creek and Gansberg Spring.
- 2.) Add all Proofs to the Adjudication Map: The second asserts that the Adjudication Map to the Final Order of Determination only identifies Proofs V-06305 and V-06306 appurtenant to the Bentley parcel. The map should further identify Proofs V-06307 and V-06308. Those Proofs provide rights to a continuous flow for Bentley's stock/wildlife ponds under the "diversion agreements" that they believe are exempt from the diversion/rotation schedule.
- 3.) Correct Typographical Error: The next pertaining to Proof V-04594 (which has been superseded in part by Proofs V-06305, V-06306, V-06307 and V-06308) contains a reference to Proof V-06505. The correct reference should presumably be V-06305 (Stutler Creek).
- 4.) Correct Acreage: This exception pertains to Proof V-06305 (Stutler Creek), which was submitted for 10.36 acres of land, but approved for only 9.61 acres. This amount is also reflected in the Table of Relative Rights to Appropriators in the Final Order of Determination, but conflicts with Part XX, Table 5 (Stutler Creek-Commingled with the North Diversion of Sheridan Creek) of the Final Order of Determination, which shows 10.36 approved acres. The waters of Stutler Creek are diverted through the North Branch of Sheridan Creek and since there is no way to distinguish between the two, the acreage approved under Proof V-06305 should be the same as the acreage approved under Proof V-06306 (Sheridan Creek), which is 12.93 acres.
- 5.) Install Diversion Device: The final exception asserts that the waters of Stutler Creek and Gansberg Spring are channeled into Sheridan Creek, which in turn splits into two branches. Bentley Family 1995 Trust's diversion rights are obtained from the North Branch of Sheridan Creek, which also delivers the commingled waters of Stutler Creek and Gansberg Spring. At this time, only crude, natural devices (i.e., rocks) are employed to direct the waters to the

North and South Branches of Sheridan Creek. Bentley requests that the Office of the State Engineer commission the installation of a diversion structure/device sufficient to measure and deliver accurate diversions between the North and South Branches of Sheridan Creek, and to ensure that the waters of Gansberg Spring and Stutler Creek are not diverted down the South Branch of Sheridan Creek.

Subpart D: Reply to Exceptions by Bentley Family 1995 Trust to Final Order of Determination regarding Proofs V-06305, V-06306, V-06307 and V-06308 by Donald S. and Kristina M. Forrester, Thomas J. and Kathleen M. Scyphers, Frank Scharo, Ronald R. and Ginger G. Mitchell, Sheridan Creek Equestrian Center LLC and Hall Ranches, LLC. (Forrester et al.)

A Reply to Exceptions by Bentley Family 1995 Trust to Final Order of Determination was filed by Forrester et al. The portion of the Bentley Exception replied to by the Forrester et al. is the Diversion/Rotation Schedule and associated "diversion agreement."

Forrester et al. utilizes water from Sheridan Creek and Stutler Creek with partially supplemental water from Gansberg Spring. These waters are diverted to the Forrester et al. properties from the North Branch of Sheridan Creek. They contend that a diversion/rotation schedule is necessary to maintain hydraulic head in the ditches to effectively irrigate their lands and that the "diversion agreement" is invalid as it was not signed by all the involved parties at the time namely June Irene Bartlett (a.k.a. June Irene Rolph) or Nancy Rolph Welch who were owners of the right at the time of the agreement. If the "diversion agreement" is found to be valid, its use to fill and maintain the ponds is not a non-consumptive use and the pond constructed in 2008 after Bentley took possession of the property should not be included as it does not have a water right.

Subpart D: Order and Judgment

The District Court issued an Order dated April 5, 2012 (Appendix C), and determined that the Final Order of Determination issued by the State Engineer on August 14, 2008, as it pertains to the Ninth Judicial District Court (subpart D), is affirmed, confirmed and approved in all aspects except as specifically provided herein:

- 1.) Diversion/Rotation Schedule: It was stipulated at the beginning of the trial that the decree would not include a rotation schedule. However, under the provisions of NRS § 533.075 and the orders of this Court, when the combined flow of Sheridan Creek falls below 2.0 cubic feet per second (cfs), the State Engineer shall impose a rotation schedule and the rotation schedule shall be in effect from the time the North Diversion of Sheridan Creek drops below 2.0 cfs until the flow rises above 2.0 cfs or until the schedule is modified by the Court. The rotation schedule shall be prepared at the beginning of the irrigation season to allow review by this Court, under NRS § 533.450, if any party challenges the schedule. The State Engineer has full authority to implement a rotation schedule, if appropriate. The rotation schedule shall reflect any agreements between the parties. The State Engineer shall monitor the system and make changes as required by law or by request of the parties, which changes are subject to review by the Court. The "diversion agreements" are unenforceable, invalid and ineffective.
- 2.) Add all Proofs to the Adjudication Map: The parties agreed that the Map does not depict any stock-water rights, that the Decree controls the water rights and the map is for convenience only, and that the stock-water rights need not and will not be shown on the Map.
- **3.) Correct Typographical Error:** The typographical error will be corrected to reflect the proper number, which is Proof V-06305, in the Decree.
- **4.) Correct Acreage:** The acreage listed under Proof V-06305 will be listed as 12.93 acres in the Decree.
- 5.) Install Diversion Device: The current diversion structure and method is inadequate, which involves the placement of rocks in the stream channel that split the flow into two diversions. The parties and State Engineer agree that a structure should be installed, but that in order to assess the cost to all users of both branches, the installation will be deferred until after the Decree is final.

Subpart E: Claimant's Notice of Exceptions to the Final Order of Determination regarding Proof V-08850 by the Groenendyke Family Trust.

A Claimant's Notice of Exceptions to the Final Order of Determination was filed by Edward H Groenendyke, Trustee of the Groenendyke Family Trust concerning Proof V-08850. The exception, composed of nine separate points, includes:

- 1.) The Final Order of Determination determined water rights to Unnamed Spring A in favor of parties where no claim of right was presented, and did not provide any substantial or reliable evidence of historical use necessary to support a claim of a water right in Unnamed Spring A.
- 2.) The Final Order of Determination regarding Unnamed Spring A disrupts a long-established and working rotation schedule among the owners of claimed water rights in Unnamed Spring A. The Final Order of Determination contains a proposed rotation schedule for Unnamed Spring A, which contains errors, in that not all hours within the proposed period are assigned.
- 3.) The Final Order of Determination restricts the use of waters from Unnamed Spring A by Claimant on lands other than the specified 12.43 acres, despite evidence of historical use and long-standing practice without any factual justification.
- **4.)** The Final Order of Determination reduces the recognized duty of water for Claimant's 12.43 acres from 4 acre-feet/acre to 2.43 acre-feet/acre without any factual basis for such reduction.
- 5.) The Final Order of Determination determines water rights in Unnamed Spring D in favor of parties where no claim of right was presented, and did not provide any substantial or reliable evidence of historical use necessary to support a claim of a water right in Unnamed Spring D.
- **6.)** The Final Order of Determination assumes ditch rights regarding Unnamed Spring D water in favor of parties who have no historical rights, or who have abandoned and/or waived such rights as may have existed, which would constitute a taking of Claimant's property rights.
- **7.)** The Final Order of Determination directs "...reconstruction of the head gate and distribution system" regarding Unnamed Spring D water, to remedy a preclusion

- created by construction of a pond, but fails to require the landowner who built the pond, or the water-right users to be benefitted by the structure, to pay for such structure.
- **8.)** The Final Order of Determination disrupts the rotation schedule previously agreed upon by water-right owners and users of Unnamed Spring A and Unnamed Spring D, who have used waters from such sources in a combined or mutually supportive manner, according to long-standing rotation schedules.
- 9.) The Final Order of Determination commingles the waters of Unnamed Spring A and Unnamed Creek, which are in truth and fact separate water sources and have been certificated and used as separate sources, and disregards prior historical recognition of such distinct water sources; and purports to redirect the use of such waters as vested rights, to the prejudice of Claimant.

Subpart E: Notice of Exceptions to the Final Order of Determination by the Jerald R. Jackson 1995 Trust and the Irene Windholz Trust dated August 11, 1992.

A Notice of Exceptions to the Final Order of Determination was filed by Jerald R. Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as amended, and Irene M. Windholz, Trustee of the Irene M. Windholz Trust dated August 11, 1992, concerning Proofs V-06342, V06343 and a portion of V-02856. The exception, composed of three separate points, includes:

- 1.) Inadvertent Mistake in Assigning Water Duty: In the Table of Relative Rights to Appropriators, Proof V-06342 assigns an incorrect duty of 2.43 acrefeet/acre, whereas the remarks section under the same Proof, states, "The total combined duty of water under this proof and proofs V-06343 and V-02856 shall not exceed a duty of 4.00 acre-feet/acre."
- 2.) Apparent Mistake in Assigning Flow, After it was Measured in Cubic Feet Per Second: There is a strong indication that the correct flow on the same Table is actually 0.50 cfs, rather than 0.053 cfs, which preliminarily suggests an inadvertent error of a magnitude that reflects almost ten times less than the correct flow. Fortunately, the historic flow measurements extant in the Office of the State Engineer should substantiate the correct flow figures.

3.) Flow in Unnamed Spring A: Historical flow measurements suggest an average flow of 0.50 cfs from Unnamed Spring A. Another spring source near Unnamed Spring A arises and merges with the flow from Unnamed Spring A. The average of this spring's flow is 0.10 cfs. The Jackson and Windholz Trusts want to be granted a vested right in this 0.10 cfs flow from this smaller spring.

Subpart E: (Qualified) Objection to the Exceptions to the Final Order of Determination Regarding Proof of Appropriation V-08850 as it affects Proof Numbers V-06342, V-06343 and a Portion of V-02856 by the Jerald R. Jackson 1995 Trust and the Irene Windholz Trust dated August 11, 1992.

A (Qualified) Objection to the Exceptions to the Final Order of Determination Regarding Proof of Appropriation V-08850 as it affects Proof Numbers V-06342, V-06343 and a Portion of V-02856 was filed by Jerald R. Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as amended, and Irene M. Windholz, Trustee of the Irene M. Windholz Trust dated August 11, 1992, concerning Proofs V-06342, V-06343 and a portion of V-02856. The objection reiterates the prior three Jackson/Windholz exceptions but also puts forth some proposals for remedy as they pertain to Jackson/Windholz concerns.

Subpart E: Order and Judgment

The District Court issued an Order dated December 24, 2013 (Appendix D), and determined that the Final Order of Determination issued by the State Engineer on August 14, 2008, as it pertains to the Ninth Judicial District Court (subpart E), is affirmed, confirmed and approved in all aspects except as specifically provided herein:

- 1.) Water Duty: The parties stipulated that the normal duty of water for the acreage of real property from Unnamed Spring A will be changed from 2.43 acrefeet/acre to 4.0 acre-feet/acre (see Table 8, Appendix B).
- 2.) Rotation Schedule: A rotation schedule will not be included within the final decree. Instead, a provision will be included within the decree for the implementation by the State Engineer, as the Court's water commissioner, of a rotation schedule affecting the specific waters at issue in the event the affected claimants cannot reach agreement regarding an acceptable rotation of water flow promoting beneficial use. Claimants may lodge an objection before the

court regarding details of a rotation schedule implemented by the State Engineer in any given year. As water flows decrease during the irrigation season, claimants are to share in the reduced flow proportional to their interest.

3.) Miscellaneous: The court orders that the Jackson trustees are to allow the Groenendyke trustees reasonable access to water facilities affecting the Groenendyke property, but located on the Jackson property.

Subpart F: Claimant's Notice of Exceptions to the Final Order of Determination regarding Proofs V-05314, V-06313, V-06349, V-06350 and V06351 by David B. and Sharon Lynn Davis.

A Claimant's Notice of Exceptions to the Final Order of Determination was filed by David B. Davis and Sharon Lynn Davis concerning Proofs V-05314, V-06313, V-06349, V-06350 and V-06351. The exception is composed of two main points:

- 1.) The Preliminary Order of Determination stated that the Davis parcel had 56.39 acres of land under irrigation. The Final Order of Determination reduced that acreage amount to 7.61 acres with no clear explanation as to why their property was impacted and not adjoining parcels according to the claimant.
- **2.)** Because of the reduction in acreage, the rotation schedule is impacted with respect to the Davis parcel in that it only receives the proportional time associated with the 7.61 acres versus 56.39 acres.

Subpart F: Opposition to Exceptions by David B. and Sharon Lynn Davis to the Final Order of Determination by Maddi's Friesian Ranch, LLC., Eric and Elizabeth Park, Canyon Creek Equestrian Center, LLC and Yturbide 1991 Family Trust.

The Opposition to the Exceptions in reference to the Davis Exceptions were filed by Maddi's Friesian Ranch, LLC, Eric and Elizabeth Park, Canyon Creek Equestrian Center, LLC, and Yturbide Family Trust. These entities stated in their Oppositions that they were in support of the State Engineer's Final Order of Determination and that it should be affirmed.

Subpart F: Stipulation Regarding Ownership of Proof V-06313 by Canyon Creek Equestrian Center, LLC.

A Claimant's Stipulation to the Final Order of Determination was filed by Canyon Creek Equestrian Center, LLC concerning Proof V-06313. The Stipulation concerns owner of record with respect to the final decree.

Title has been brought forward to show that Canyon Creek Equestrian Center, LLC is the owner of record for Proof V-06313 and will be reflected as such in the Table of Decreed Rights of Appropriation.

Subpart F: Order and Judgment

The District Court issued an Order dated May 21, 2010 (Appendix E), and determined that the amount of irrigated acreage for the Davis Proof (V-05314) be set at 21 acres, Canyon Creek Equestrian Center LLC (Proof V-06313) at 40 acres, Maddi's Friesian Ranch (Proof V-06349) at 33.46 acres, Yturbide (Proof V-06350) at 12.96 acres and Park (Proof V-06351) at 10 acres. The District Court issued an Order dated August 30, 2010 (Appendix E), for the State Engineer to implement the Rounded off Rotation Schedule, which was to be put into effect for the remainder of the 2010 irrigation season and was to stay in effect until further order of the District Court.

Miscellaneous

There are three existing civil decrees relative to the waters of this adjudication. Portions of the waters of Mott Creek were decreed on June 3, 1871. The successors in interest to these two decrees on Mott Creek are the claimants receiving water from the southernmost diversion of the four-way split. The waters of Luther Creek were decreed on May 27, 1874. The successors in interest to these decreed waters of Luther Creek are the claimants receiving water from the two-way split. Barber Creek (a.k.a. Jobs Canyon Creek) was decreed May 27, 1921. This decree is located within the described area of this adjudication; however, this stream system is not part of this proceeding, since it was previously adjudicated. The decreed waters of Barber Creek are intertwined and commingled with other sources of water in this adjudication and are described for continuity of the area being adjudicated. The State Engineer properly recognized that these existing civil decrees are controlling and any determination made herein was intended to be consistent with those civil decrees.

In all other respects, the Court hereby affirms each and every finding of fact by the State Engineer in the Final Order of Determination in the Matter of the Determination of the Relative Rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada.

III. CONCLUSIONS OF LAW

From the records on file in this proceeding, from the arguments heard by the Court and from the foregoing Findings of Fact, the Court makes the following Conclusions of Law.

- A.) The State Engineer had the right, authority, and jurisdiction under Chapter 533 of the Nevada Revised Statutes to make the investigations made by him, receive the proofs and maps, enter and file in his office the Order of Determination, file a certified copy of the Order of Determination in this Court, determine the relative rights of the claimants in and to the waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada, and that the State Engineer duly made all orders necessary and proper in connection therewith and entered the same in his office as required by Chapter 533 of the Nevada Revised Statutes.
- **B.)** Each and every notice required by law to be given herein to the claimants and appropriators was duly served by the State Engineer in the manner and within the time required by law and that the notices contained all the information required by law and that the claimants and appropriators of the waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2,

Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada, duly received the information and notices as required by law.

- C.) The Ninth Judicial District Court of the State of Nevada in and for the County of Douglas has jurisdiction to hear this matter and has the jurisdiction to make and enter the foregoing Findings of Fact and these Conclusions of Law and further enters its Decree as set forth herein. The Ninth Judicial District Court of the State of Nevada in and for the County of Douglas also retains exclusive jurisdiction over the enforcement of this Decree and all matters that arise under this adjudication.
- **D.)** The priorities for the proofs in this proceeding are fixed by the years and where the years are the same, the priorities are equal.
- **E.)** All waters allotted under this decree shall be appurtenant to the place of use designated herein. Any water user desiring to change the point of diversion, place of use or manner of use of the waters herein must make application to the State Engineer for permission to make the change pursuant to Nevada water law.
- **F.)** The period of use for all irrigation water rights awarded under this proceeding is as noted in the Final Order of Determination.
- **G.)** The State Engineer retains the right to require the installation of measuring devices. If required, the measurements of diverted water are to be made at a location approved by the State Engineer and the parties will be required to install and maintain, at their own expense, substantial and easily operated regulating diversion structures and measuring devices.
- **H.)** This Decree does not extend to any claimant, or their successors in interest, the right of ingress or egress on public, private or corporate lands except those outlined in the District Court Order dated December 24, 2013 (Appendix D).
- I.) Pursuant to NRS § 533.270, the State Engineer shall appoint a Water Commissioner, if necessary, subject to the confirmation of the Court, to carry out and enforce the provisions of this Decree and the instructions and orders of the

Court. If any proper order, rules or direction of such Water Commissioner, made in accordance with and for the enforcement of this Decree, are disobeyed or disregarded, the State Engineer is hereby empowered and authorized to suspend the delivery of water to users for disobeying or disregarding such proper orders, rules or direction. The Water Commissioner shall promptly report to the Court of said action in such case and the circumstances connected therewith and leading thereto. A water distribution account will be established by the State Engineer to pay the expenses and salary of the Water Commissioner, if one is determined to be necessary.

- **J.)** The State Engineer or a duly appointed Water Commissioner has the right to enter any premise where a water source adjudicated by this Decree is located, or where water awarded by this Decree is used, at any reasonable hour of the day for the purpose of investigating and carrying out the duties required for the administration of this Decree as per NRS § 533.0247.
- **K.)** Because livestock are opportunistic and will consume water at various sources and in varying quantities depending on available feed and season of use, the number of animals specifies the limit and extent of the rights claimed for watering of livestock and not the quantity of water. Therefore, claims for livestock watering are determined for priority date, maximum number of animals, location and ownership. The duty of water for livestock shall not constitute any additional duty of water or diversion rate for any irrigation claims that also include stock watering or for any stand alone claims that are within the confines of any property that receives water from the same source for irrigation purposes.
- **L.)** Any conveyance of title of a water right must be filed with the State Engineer in accordance with NRS § § 533.382 386. Successors in interest to any of the water rights awarded under this proceeding are subject to the terms and conditions of this Decree.
- **M.)** The duty of water is as specified in the attached Table of Decreed Rights of Appropriation involved in this proceeding. To the extent water rights that were awarded through Nevada's statutory permit system are listed in that tabulation, they are not decreed water rights. They are included for informational

purposes and to reflect their relationship to the water rights determined as a result of this proceeding.

- **N.)** In all other respects, and subject to this Court's Orders that are attached hereto, the Court hereby affirms each and every conclusion of law made by the State Engineer in his Final Order of Determination in the Matter of the Determination of the Relative Rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada, except as noted previously herein.
- O.) Table of Decreed Rights of Appropriation. The attached tabulation lists the final determination of the relative rights of the claimants in and to the waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada.

IV. DECREE

IT IS HEREBY ORDERED, ADJUDGED AND DECREED that the relative rights of the users in and to the waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada, are determined as stated above.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that each and every water user and claimant to the waters of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed

Sources in Carson Valley, Douglas County, Nevada, and each of their agents, attorneys, employees and their successors in interest and every person or persons acting in aid or assistance of the said parties and each of them is hereby perpetually enjoined and restrained as follows:

- A.) From at any time diverting or using any water of Mott Creek, Taylor Creek, Cary Creek (a.k.a. Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (a.k.a. Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada, herein above-mentioned except to the extent and amount and in the manner and at the time or times set by this decree for each claim or that which is allowed by permits, which have been or may hereafter be granted by the State Engineer of Nevada.
- **B.)** From diverting in excess of the amounts as specified and provided in this Decree or allowed by permits, which have been or may hereafter be granted by the State Engineer of Nevada.
- **C.)** From diverting from the natural channel and from using any of the said water in any other manner or for any other purpose or purposes or upon any other land or lands than as provided and prescribed by the terms of this Decree or by a permit granted or that may hereafter be granted by the State Engineer of Nevada.
- **D.)** From diverting from the natural channel and from using any of the said water at any other time or times than as specified and provided by the terms of this Decree or by permits that may hereafter be granted by the State Engineer of Nevada.
- **E.)** From, in any manner, meddling with, opening, closing, changing, injuring, or otherwise interfering with any head gates, weirs, water boxes, flumes or other measuring devices placed, installed or established by the State Engineer or under his authority or direction, unless such act be done by the permission or authority of the Water Commissioner or the State Engineer, and during the period of regulation or control of said water by the State Engineer, or if not done during

such period, then by virtue of the allowances, authority, terms and provisions of this Decree or by a permit granted or that may hereafter be granted by the State Engineer of Nevada.

IT IS HEREBY ORDERED, ADJUDGED AND DECREED, that all enforcement rights set forth in this Court's Decree affirming the Final Order of Determination by the State Engineer dated August 14, 2008, are fully incorporated herein and this Court expressly reserves sole and continuing jurisdiction over any disputes arising under this Decree and over the continuing administration of this Decree.

The waters of all water sources that are subject to this adjudication proceeding shall be declared fully appropriated with no water available for additional appropriation.

Dated this 29 day of Systemer, 2014

District Judge

CERTIFIED COPY

The document to which this certificate is attached is a full, true and correct copy of the original in file and of record in my office.

DATE September 29 20

BOBBIE R. WILLIAMS Clerk of Court
of the State of Neverte in and for the Court

of the State of Nevada, in and for the County of Douglas,
By

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APPENDIX A

Table of Decreed Rights of Appropriation

PROOF NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-02857	THE HOLDEN LIVING TRUST DATED AUGUST 24, 1993 HANSON TRUST, DATED APRIL 2, 1980 ROBERT D. & WANDA D. SHOCKEY	UNNAMED SPRING "C"	SE%NW¼ SEC. 26, T.12N., R.19E., M.D.B.&M.,S.47*37'14"E. 3,508.0 FT. FROM NW COR. OF SAID SECTION 26.	APR.1 TO OCT. 15	IRRIGATION 1853	3.000	4.00	652.00
	TODAY OF THE TOTAL		E OF USE ESCRIPTIONS		ACRES PER SECTION		REMAR	ks
25 26	TOWN-SHIP RANGE NE NW T. 12 N., R. 19 E. 29.00 T. 12 N., R. 19 E. 0.70	SW SE NE NW 3.50 29.00 11.60	SW SE NE NW SW SE 30.50 16.90 Image: Control of the c	NE NW SW TOTAL ACRES ALLOTTED	SE 117.90 45.10 163.00	PROOF \ THE EX(AND 15.40 /	INAL ORDER OF DI V02858 SUPPLEMEI CEPTION OF 1.40 A ACRES IN THE SWW R.19E., M.D	NTS THIS PROOF WITH CRES IN THE SE¼NE¼ INE¼ SECTION 26, T.12N., I.B.&M.

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C	S

PROOF NO.		CLAIMA	NT			sou	JRCE			PC	OINT(S) OF	FDIVERSIO	ON		YEA	ARLY: PEI OF USE	RIOD		RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
					l				1						1			ı			ı	
V-02858	THE HOLE	DEN LIVING	TDUET	ATED		LUTUE	R CREEK			DDIM	A DV (M/E)	ST) DIVERS	CION.		ADD	2. 1 TO OC	T 15	IDD	IGATION	* 1.670	4.00	597.60
V-02000		AUGUST 24		MIED		LUINER	KCKEEK					5, T.12N., F				. 1 TO DE		-	MESTIC	** 5.000	4.00	516.00
		A00031 24	t, 1773									1'16"W . 30			JAN	. I TO DE	0.31	-	1853	3.000	4.00	310.00
	HANSON T	RUST, DAT	ED APRIL	2, 1980					F			SAID SECT		IN								
												Y, CALIFO										
	ROBERT	D. & WAND	A D. SHC	CKEY																		
										SECON	DARY (E	AST) DIVER	RSION:									
	AHER	RN LIVING T	RUST 19	80						SW¼NV	V¼ SEC. 3	36, T.12N.,	R.19E.,									
										M.D.B.&	M., S.07°0	05'10"E. 216	63.0 FT.									
	WILD GOO	SE LIMITE	D PARTNI	ERSHIP					FI			SAID SECT		IN								
										ALPIN	IE COUNT	Y, CALIFO	RNIA.									
	ROBERT	H. & ARLE		ROWN																		
		FAMILY TE	RUST																			
Į.									l .						I .			L				
																			ACRES			
								PLAC	E OF USE										PER		REMA	RKS
							40	ACRE D	ESCRIPTI	IONS									SECTION			
SECTION		RANGE		N					w			S۷										OGNIZED FOR 70 HEAD OF
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		LIVESTO	CK, SEE SEC. XII (DETERMI	OF THE FINAL ORDER OF
25		R. 19 E.	0.70	29.00	3.50	00.40	26.40	11.60	30.50	16.90	20.60			18.90	1.60	33.40	36.50	18.00	246.90			
26	T. 12 N.,	R. 19 E.	0.70			30.40	1				1				0.40		l		31.50 278.40	1 .1// 05.1	NORTH DIV	TENANT TO 149.4 ACRES
															<u> </u>				278.40	4		
																						NE¼ AND NW¼ SECTION SE¼ SECTION 26, T.12N.,
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																						CEPTION OF 1.40 ACRES
																				IN THE	SE¼NE¼ AND 0.40	ACRE IN THE NE 4 SE 14
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																				LOCATE		SW¼ AND SE¼ SECTION
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																						-001-037& 038 (PORTIONS).
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																				1210 25 00	1219-25-002-00	
																				1219-25-003	2-001 AND 1219-26	-001-037& 038 (PORTIONS).

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.J. SAPP FAMILY AGREEMENT PP 1993 TRUST D. SAPP, TRUSTE ND KATHERINE	E	SHERIDA (NORTH AI DIVER AND STUTI	ND SOUT SIONS)				SHERIDA	N CREEK									1
			LER CREI	EK	1	M.D.B.& ROM SW SE¼NE M.D.B.&M	M., N.72° / COR. OF STUTLE! E¼ SEC. 1	5, T.12N., R.19E., 20'31'E, 5,412.47. SAID SECTION 15 R CREEK 6, T.12N., R.19E., 5'27'W. 1,573.88 FT SAID SECTION 16	ī.	APR	.1 TO OC	Т. 15	1852 SHERII 1905	ATION FOR DAN CR. FOR ER CR.	** 0.013 *** 0.086 *** 0.010	I 4.00 I 1.49	40.00 1.68
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PROOF NO.		CLAIMAN	NT			sou	RCE			PC	INT(S) OI	DIVERS	ON		YEA	ARLY: PEF OF USE	RIOD		POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-05049	BEN	Z FAMILY	TRUST			MOTT	CREEK			NE¼SE	¼ SEC. 0	4, T.12N.,	R.19E.,		APF	R.1 TO OC	T. 15	IRRI	GATION	0.171	4.00	63.20
					&	UNNAME	DSTREA	M		M.D.B.&	M., S.04°	30'W . 3,40	0.00 FT.		JAN	N. 1 TO DE	C.31	DOI	MESTIC			
										FROM NE	COR. OF	SAID SE	CTION 04					-	1852			
										NW1/4SV	/¼ SEC. 0	3, T.12N.	R.19E.,									
										M.D.B	.&M., S.1	1°E.3,450	.00FT.									
									F	ROM NW	COR. OI	SAID SE	CTION 03									
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SECTION	SHIP	KANGE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW S	SW	SE	NE	I NW	sw	SE			ORDER OF DE	
3	T. 12 N., R	R. 19 E.									10.56					5.24			15.80	DOL	JGLAS COUNTY A	PN 1219-03-002-067.
											1		1		TOTAL A	ACRES ALI	LOTTED		15.80	ĺ		
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PROOF NO.		CLAIMA	NT			SOU	IRCE			PO	INT(S) OF	DIVERS	ON		YEA	RLY: PEF	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-05070	LORIL	YN V. AND F CHITWO		R.		MOTT	CREEK			M.D.B.&I	M., S.14°1	4, T.12N., 5'43"W . 7(57.47 FT.		JAN	2.1 TO OC . 1 TO DE . 1 TO DE	C.31	DON STOCK	GATION MESTIC K WATER 853	0.105	4.00	28.28
							40	PLACE ACRE DI	OF USE										ACRES PER SECTION		REMA	RKS
SECTION 3	TOWN- SHIP T. 12 N.,		NE	NW NW	sw	SE	NE	NW	w · : · : sw	SE	NE	s	w · : · :	SE 2.071	NE	NW NW CRES AL	SW 5.00	SE	7.071 7.071	TO WATI	ER 12 HEAD OF LI ROOF IF PARTIAL RMIT 63414, UNDE	WATER SUFFICIENT VESTOCK IS INCLUDED. LY SUPPLEMENTED BY RGROUND WATER. PN 1219-03-002-064.

PROOF NO.		CLAIMANT			sou	JRCE			PC	DINT(S) OI	F DIVE	RSION				RLY: PEF OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
	1			1				1												T	T	1
V-05314	DAVID B. D.	AVIS AND SHARON	L. DAVIS		MOTT	CREEK						STREAM				1 TO OC			GATION MESTIC	0.224	4.00	84.00
	MADDI'S	S FRIESIAN RANCH	, LLC							И., S.03°30	0'20"W	. 3,386.85	FT.		JAN.	I IO DE	C.31		1852	-		
									M.D.B.&N	V¼ SEC. (03, T.1 2'41"E	2N., R.19 . 3,426.70	E., FT.									
									SE¼NV	O ALLERM V¼ SEC. 0 M., S.35°5	MAN SU 03, T.1 8'55"E	JCCESSC 2N., R.19E . 2,901.46	RS: :., FT.									
				<u> </u>			PLAC	E OF USI											ACRES PER SECTION		REMA	
	1																		DEGITION	1		
SECTION	TOWN- SHIP	RANGE NE	NW N	E SW	SE	NE	NW N	sw	SE	NE	NV	s w v sv		_	IE	NW	E SW	SE			TER IS ALSO REC FINAL ORDER OF	OGNIZED, SEE SEC. XII OF DETERMINATION
3	T. 12 N.,	R. 19 E. 3.86	9.45	4.07	3.62									тот	AL AC	RES AL	LOTTED		21.00 21.00	i i		ENTED BY PERMIT 56296, NDERGROUND WATER.
		SHALL IMPOSE A R													FULL (JSE OF	THE SEC	OND DIVE	ERSION OF	DOI	UGLAS COUNTY A	PN 1219-03-001-062.

PROOF NO.		CLAIMA	NT			sou	JRCE			РО	INT(S) C	F DIVERS	ION		YEA	ARLY: PE OF USE			PURPO PRIOR		FLOW CFS	DUTY ACFT./ ACRE	,	TOTAL ACFT.
	Π				1										1			1			1		1	
/-06226	EDV	WARD J. HA	YES AND			MOTT	CREEK			Р	RIMARY	DIVERSIO	N:		APR	2.1 TO OC	CT. 15		IRRIGA	TION	0.123	4.00		33.16
	CO	NSTANCE G	. HAYES							NE¼SE	¼ SEC.	04, T.12N.,	R.19E.,		JAN	I. 1 TO DE	EC.31		DOMES	STIC				
										M.D.E	3.&M., S.	12°45'W. 7	63 FT.						185	3				
									-	FROM E¼	COR. O	F SAID SE	CTION 04	1.										
										SE(CONDAR	Y DIVERS	ION:											
												03. T.12N.												
										MDB	&M . S.F	51°49'E. 2.	906 FT.											
									F			F SAID SE		3.										
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							40	ACRE D											s	ECTION		•••		
ECTION	TOWN-	RANGE		N	E	<u>::::::</u>		N	w			S	W			5	SE							IIZED, SEE SEC. XI
	SHIP		NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	SV	N S	E		F	INAL ORDER	OF DET	ERMINATION
3	T. 12 N.,	R. 19 E.												1.25			7.0)4		8.29	THIS	PROOF IS SU	IPPLEME	NTED BY PERMIT
															TOTAL A	CRES AL	LLOTTE	ED		8.29	27331	, CERTIFICA	TE 9514,	UNDERGROUND.
																					DOL	IGLAS COUN	TY APN 1	219-03-002-065.
																					DOL	IGLAS COUN	IY APN 1	1219-0

PROOF		CLAIMA	NT			501	IRCE				NAT(C) O	F DIVERS	ION		\ \	ARLY: PEI	DIOD	DUE	POSE &	FLOW	DUTY ACFT./	TOTAL
NO.		CLAIMA	NN I			300	IRCE			PC	/INT (S) OI	r DIVERS	ION		1 15	OF USE			IORITY	CFS	ACF1.7	ACFT.
																				l		
V-06264	THE RO	DGERS FA	AMILY TRU	JST		SHERIDA	N CREEK	(Р	RIMARY I	DIVERSIC	N:		API	R.1 TO OC	T. 15	IRRI	GATION	0.390	4.00	160.80
1						SOUTH D	IVERSION	N		NE¼SE	1/4 SEC. 1	5, T.12N.,	R.19E.,						1871			
										M.D.B	.&M., N.03	3°08'W.1,	647 FT.									
									F	ROM SE	COR. OF	SAID SE	CTION 15									
										SE	CONDAR	Y DIVERS	ION:									
										NW¼SV	V¼ SEC.	14, T.12N.	. R.19E									
												3°37'E. 1.										
									F	ROM SW	COR. OF	SAID SE	CTION 14	1.								
																			ı	1		
																			ACRES			
									OF USE										PER		REMA	RKS
							40	ACRE DE	SCRIPTI	SNC									SECTION			
SECTION	TOWN-	RANGE	F:::::	N	:-:-		H : • : • :	N	***		H: •:•:	s	AA7	: - : - :	H: • : • :		É		1	STOCKINA	TED IS ALSO DESC	OGNIZED. SEE SEC. XII OF
SECTION	SHIP	KANGE	NE	NW	SW	SE	NE	NW N	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE			INAL ORDER OF E	
14	T. 12 N.,	R. 19 E.	112	.,,,,		02		1						8.60	1	1	29.10	2.50	40.20	A PORT	TION OF THIS PRO	OF IS SUPPLEMENTAL
							1								TOTAL	CRES AL			40.20	то	BARBER CREEK I	DECREED RIGHTS.
																				DOL	JGLAS COUNTY A	PN 1219-14-002-021.

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PROOF NO.	CLAIMA	NT		SO	JRCE			РО	INT(S) OI	F DIVERS	ION		YEA	ARLY: PEF OF USE			OSE & DRITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06265	THE RODGERS F/	AMILY TRUS	Т		AN CREEK			NE¼SE M.D.B. FROM SE SEC NW¼SW M.D.B	CONDARY V¼ SEC. .&M., N.1	5, T.12N., 3°08'W. 1, SAID SE 7 DIVERS 14, T.12N. 3°37'E. 1,7	R.19E., 647 FT. CTION 15 ION: , R.19E.,		NAL	l. 1 TO DE:	C. 31		WATER			
					40	PLACE	OF USE	ONS									ACRES PER SECTION		REMA	RKS
SECTION 14	TOWN-SHIP RANGE		NE: NW S		NE	NW NW	w ::: sw	SE	NE	NW	w :	SE X	NE	NW	SW X	SE		A PORT	CK, SEE SEC. XII (DETERMI TON OF THIS PROBARBER CREEK	NIZED FOR 60 HEAD OF OF THE FINAL ORDER OF NATION OF IS SUPPLEMENTAL DECREED RIGHTS. PN 1219-14-002-021.

-	PROOF NO.		CLAI	MANT			sou	RCE			PC	OINT(S) O	F DIVERS	SION		YE	ARLY: PE OF USE			RPOSE & IORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
	V-06305	ВЕ		AMILY TRUS	ST		STUTLEI	R CREEK			M.D.B.&N	1., N.07°1		., R.19E., 892.59 FT CTION 16			R.1 TO OC		DOI	IGATION MESTIC 1905	0.040	* 1.49	** 19.27
								40		CE OF USE										ACRES PER SECTION		REMAI	RKS
-	SECTION	TOWN- SHIP	RANG	NE	NW NW	E SW	SE	NE	NW	SW	SE	NE	NW	sw	SE	NE NE	NW	SW	SE		F	INAL ORDER OF D	
· ·	14	T. 12 N	,, R. 19	E.						7.67	1.94		3.32		l	TOTAL	ACRES AL	LOTTED		12.93 12.93	PROOF 1760 SHAIL F "DUTY (RATE LAND WITH TO PR A BOU DOUGLAS: 10 ANE COUN P ACREA	V06306 AND PERM L NOT EXCEED 4. ROM ANY AND/OF OF WATER IS BASI EXPANDED OVER SEAS(SIIN THE N½ SECTI OOF V06306 AND PERMIT 7595, CER UNDARY LINE ADJ COUNTY ASSESS(D.11 WAS FILED OF TY RECORDER'S (AGE 787, DOCUMI	ED ON THE DIVERSION A 198 DAY GROWING DN. ON 14 IS SUPPLEMENTAL SUPPLEMENTED BY STIFICATE 1760. USTMENT MAP FOR DR'S PARCELS 19-200-09, N JAN. 4, 1996, IN THE DEFICE IN BOOK 196, ENT NO. 378278.
																					7.6 2.7 2.5	0 ACRES IN THE S 6 ACRES IN THE S 7 ACRES IN THE N	SWANWW SEC. 14 SEKNWW SEC. 14 JWKSWK SEC. 14 PN 1219-14-001-013.

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PROOF NO.		CLAIMA	NT			sou	IRCE			PC	DINT(S)	S) OF DIVER:	SION		YEA	ARLY: PER	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06306	16306 BENTLEY FAMILY TRUST SHERIDAN CREEK 1995 TRUST (NORTH DIVERSION)									M.D.B.	§М., N.	EC. 15, T.12N N.72°20'31"E. R. OF SAID S	5,412.47.	5.		2.1 TO OC		DON	GATION MESTIC 852	* 0.153	I 4.00	51.72
							40		E OF USI										ACRES PER SECTION		REMA	RKS
SECTION	TOWN-	RANGE		N	E			N	w				s w			. 9	E					OGNIZED, SEE SEC. XII OF
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	E NW	SW	SE	NE	NW	SW	SE		F	INAL ORDER OF E	DETERMINATION
14	T. 12 N.,	R. 19 E.							7.67	1.94		3.32							12.93		TAL COMPINED DI	JTY UNDER THIS PROOF.
								•			11	0.02								i		
												0.02			TOTAL A	CRES ALI	LOTTED		12.93	PROOF	V06305 AND PERI	MIT 7595, CERTIFICATE
												SHERIDAN (DF SHERIDA		IGINATE F				DN OF SAI	12.93	PROOF 1760 SHAL LAND WITH TO PRO	V06305 AND PERI LL NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND I: PERMIT 7595, CER	MIT 7595, CERTIFICATE .0 ACRE-FEET PER ACRE ION 14 IS SUPPLEMENTA S SUPPLEMENTED BY
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR	V06305 AND PERI LL NOT EXCEED 4 HIN THE N½ SECTI OOF V06305 AND I: PERMIT 7595, CER EAGE IS DETERMI	MIT 7595, CERTIFICATE .0 ACRE-FEET PER ACRE ION 14 IS SUPPLEMENTA S SUPPLEMENTED BY RTIFICATE 1760.
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINE	V06305 AND PERI LL NOT EXCEED 4 HIN THE N½ SECTI DOF V06305 AND I: PERMIT 7595, CEF EAGE IS DETERMI ER'S OFFICE FROI	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRE ON 14 IS SUPPLEMENTA S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINEI ADJU	V06305 AND PERI LL NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND II PERMIT 7595, CEF EAGE IS DETERMI ER'S OFFICE FROI ISTMENT MAP FOF	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRE ION 14 IS SUPPLEMENTA S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINE! ADJU ASSESS(MAP WA	V06305 AND PERI LL NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND I: PERMIT 7595, CEF EAGE IS DETERMI ER'S OFFICE FROI ISTMENT MAP FOF OR'S PARCELS 19	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRI ON 14 IS SUPPLEMENT/ S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE R DOUGLAS COUNTY -200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINE! ADJU ASSESS(MAP WA	V06305 AND PERI LL NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND I: PERMIT 7595, CEF EAGE IS DETERMI ER'S OFFICE FROI STMENT MAP FOR OR'S PARCELS 19 SFILED ON JAN. A RDER'S OFFICE AS	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRI ON 14 IS SUPPLEMENTO S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE R DOUGLAS COUNTY -200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY 5 BOOK 196, PAGE 787,
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACRE ENGINEI ADJU ASSESSI MAP WA RECOR	V06305 AND PERI LL NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND I: PERMIT 7595, CER EAGE IS DETERMI ISTMENT MAP FOR OR'S PARCELS 19 SETILED ON JAN. A RDER'S OFFICE AS DOCUMENT N	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRI ION 14 IS SUPPLEMENT/S S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE R DOUGLAS COUNTY -200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY 5 BOOK 196, PAGE 787, NO. 378278.
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINEI ADJU ASSESSO MAP WA RECOR	V06305 AND PERI LL NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND I: PERMIT 7595, CER EAGE IS DETERMI ISTMENT MAP FOR OR'S PARCELS 19 SETILED ON JAN. A RDER'S OFFICE AS DOCUMENT N	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRI ON 14 IS SUPPLEMENTA S SUPPLEMENTED BY RITIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE R DOUGLAS COUNTY -200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY 5 BOOK 196, PAGE 787, IO. 378278. E LOT BOUNDARY LINE
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINEI ADJU ASSESSO MAP WA RECOR	V06305 AND PERI L NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND IS PERMIT 7595, CER EAGE IS DETERMI ER'S OFFICE FROI ON'S PARCELS 19 US FILED ON JAN. A RDER'S OFFICE AS DOCUMENT M GE PRIOR TO THE	MIT 7595, CERTIFICATE O ACRE-FEET PER ACRI ION 14 IS SUPPLEMENT/S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE 4 200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY 5 BOOK 196, PAGE 787, IO. 378278. E LOT BOUNDARY LINE
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINE! ADJU ASSESSI MAP WA RECOR ACREA	V06305 AND PERI L NOT EXCEED 4. HIN THE N½ SECT. DOF V06305 AND II: PERMIT 7595, CEF EAGE IS DETERMI ER'S OFFICE FROI OR'S PARCELS 19 OR'S PARCELS 19 AS FILED ON JAN. REER'S OFFICE AS DOCUMENT M GE PRIOR TO THE ADJUSTMENT WA AD ACRES IN THE S	MIT 7595, CERTIFICATE .0 ACRE-FEET PER ACRI ION 14 IS SUPPLEMENT/ S SUPPLEMENTED BY RTIFICATE 1760. INED BY THE STATE M THE BOUNDARY LINE R DOUGLAS COUNTY -200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY B BOOK 196, PAGE 787, IO. 378278. E LOT BOUNDARY LINE S AS FOLLOWS:
HEREFOR	E, ALL WAT	ER DELIVE	RY TO TH	IIS PARCE	EL SHAL SCHED	ULE WHEN	ORTH BE	FROM T	HE NORT	H DIVERS	SION O	SHERIDAN (DF SHERIDA	N CREEK.		ROM THI	E NORTH	DIVERSIO		12.93 D STREAM.	PROOF 1760 SHAL LAND WITH TO PRO ACR ENGINE! ADJU ASSESSIG MAP WA RECOR ACREA 2.7.6	V06305 AND PERI L NOT EXCEED 4. HIN THE N½ SECTI DOF V06305 AND II: PERMIT 7595, CEF EAGE IS DETERMI ER'S OFFICE FROI OR'S PARCELS 19 SFILED ON JAN. A RDER'S OFFICE AS DOCUMENT N GE PRIOR TO THE ADJUSTMENT WA 40 ACRES IN THE 5 76 ACRES IN THE 5	MIT 7595, CERTIFICATE .0 ACRE-FEET PER ACRI ION 14 IS SUPPLEMENTA S SUPPLEMENTED BY RTIFICATE 1760. INEO BY THE STATE M THE BOUNDARY LINE R 200-09, 10 AND 11. THE 4, 1996, IN THE COUNTY S BOOK 196, PAGE 787, NO. 378278. E LOT BOUNDARY LINE S AS FOLLOWS: SWWNWW SEC. 14

PROOF NO.		CLAIMA	ANT			sou	RCE			PC	DINT(S) O	F DIVERS	ION		YEA	RLY: PEF OF USE	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06307	V-06307 BENTLEY FAMILY TRUST SHERIDAN CREEK 1995 TRUST NORTH DIVERSION AND SOUTH DIVERSION											15, T.12N., B.&M.	R.19E.,		NAL	.1 TO DE	C. 31		K WATER 905			
							40	PLACI	E OF USE										ACRES PER SECTION		REMA	RKS
14 15	T. 12 N., T. 12 N.,	RANGE R. 19 E. R. 19 E.	NE	NW NW	SW	SE	NE	NW	sw ×	SE	NE	NW	sw	SE	NE X	NW	SW	SE		LIVESTO(DETERMI	

PROOF NO.		CLAIMAI	NT			SOL	IRCE			PC	OINT(S) OI	F DIVERS	ION		YEA	ARLY: PEI OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06308	BENT		SE¼NE	1¼ SEC. 1 M.D.	6, T.12N. B.&M.	R.19E.,		NAL	l. 1 TO DE	C. 31		WATER 905										
							40	PLACE	E OF USE										ACRES PER SECTION		REMA	RKS
	TOWN- SHIP T. 12 N.,		NE	NW NW	SW SW	SE	NE	NW	w sw	SE	NE.	NW	SW	SE	NE X	NW	SW	SE		LIVESTOC		

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PROOF NO.		CLAIMA	NT			SOURCE			PO	INT(S) OF	DIVER	SION		YE	ARLY: PE OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
•																			•		
V-06309	DONALD S. M. FORRES		BAND AN		*1	SHERIDAN CF NORTH DIVER SOUTH DIVER	SION		NE¼SE M.D.B.&N FROM SW	1., N.72°2	0'31"E. 5				R.1 TO OC		DOM	GATION MESTIC 852	*0.719 **0.096	4.00	243.48 39.60
SECTION	TOWN-	RANGE	F1-1-1		<u> </u>	:-:-:	PLA(ions		-1-1-	S-W		11:-:-:		(e) - (·		ACRES PER SECTION	STOCKWAI	REMAI	RKS
olo non	SHIP	TOTALOE	NE	NW	sw	SE N		sw	SE	NE	NW	sw	SE	NE	NW	sw	SE			INAL ORDER OF D	
-						ACREAGE II	RRIGATED F	ROM THE	NORTH D	IVERSION	1								THE TOT	AL COMBINED DU	TY UNDER THIS PROOF,
14	T. 12 N.,	R. 19 E.		2.42	8.89	3.		10.58	35.25 SOUTH D	IVERSION								60.87	t		MIT 7595, CERTIFICATE
14	T. 12 N.,	R. 19 E.								4.53					5.37			9.90			Y SUPPLEMENTAL TO
						"	•			•			•	TOTAL	ACRES AL	LOTTED		70.77	4	OF V06310 AND S PERMIT 7595, CER	UPPLEMENTED BY RTIFICATE 1760.
	ENGINEER TORDER DA					E WHEN THE 63-D)	COMBINED	FLOW OF	THE NOR	TH DIVER	SION O	F SHERID	AN CREE	K AND TR	IBUTARIE	S DROPS	BELOW 2	2.0 CFS AS	DOUGL	AS COUNTY APN 1 PORTION OF 12	219-14-001-012 AND A 19-14-001-008.

PROOF NO.	(CLAIMANT	Г			sol	JRCE			PC	INT(S) O	F DIVEI	RSION		YEA	RLY: PEI			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
				-					1						1							T
V-06310	DONALD S. FOR	RRESTER	AND KR	RISTINA		STUTLE	R CREEK		SE	¼NE¼ SE	C. 16, T.1	2N., R.	19E., M.D.B	&M.,	APR	1.1 TO OC	T. 15	IRRIG	GATION	0.250	* 1.49	90.70
	M. FORRESTE	R, HUSBA	ND AND	WIFE						N.07°10'2	4"W. 2,89	2.59 FT	. FROM TH	E	JAN	. 1 TO DE	C.31	DOM	MESTIC			
	AS JO	INT TENA	ANTS.						SE	COR. OF	SAID SE	CTION 1	6. THE WA	TERS				1	905			
										OF ST	UTLER C	REEK A	RE THEN									
													IPELINE TO									
													C. 15, T.12									
									R.1				HE WATERS									
													OMMINGLEI)								
													SHERIDAN									
													RIDAN CRE									
												D WATERS										
									D		INEL AT		RIDAN CRE	E.K.								
									NE				IN THE 19E., M.D.B	0.84								
													M THE SW									
									14.72)F SAID S			COK.								
) JAID 3	LCTIO	¥ 13.									
																			ACRES			
								PLAC	E OF USI	E									PER		REMA	RKS
							40	ACRE D	ESCRIPT	IONS									SECTION			
																		•		•		
SECTION	TOWN- R.	ANGE		N	E			N	w				s w			S	Е			STOCKWA	TER IS ALSO REC	OGNIZED, SEE SEC. XII OF
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE		F	INAL ORDER OF I	DETERMINATION
14	T. 12 N., R.	19 E.		2.42	8.89		3.73		10.58	35.25									60.87	* THE TO	TAL COMBINED D	JTY UNDER THIS PROOF,
															TOTAL A	CRES AL	LOTTED		60.87	PROOF	V06309 AND PER	MIT 7595, CERTIFICATE
																				1760 SHAL	LL NOT EXCEED 4	.0 ACRE-FEET PER ACRE.
																				THIS PRO	OOF IS SUPPLEME	NTAL TO PROOF V06309
																				AND	IS SUPPLEMENT	ED BY PERMIT 7595,
																					CERTIFICA	TE 17/0
																					CERTITION	(IE 1/60.
																				DOUGL		1219-14-001-012 AND A

PROOF NO.		CLAIMA	NT			SOL	URCE			PC	DINT(S) O	F DIVI	ERSION				RLY: PE OF USE			PURPOS PRIORI		FLOW CFS	DUT ACF ACR	T./		OTAL CFT.
V-06311	THE	NS REVOCA	ABLE TRU	JST		STUTLE	R CREEK		SE	¼NE¼ SE	C. 16, T.	12N., F	R.19E., M.E	.B.&M.,		APR.	1 TO O	CT. 15	1	IRRIGATI	ION	0.070	* 1.4	9	:	24.75
										N.07°10'2	4"W. 2,89	92.59 F	T. FROM	ГНЕ		JAN.	1 TO DI	EC.31		DOMEST	TIC					
	THE	GS REVOC	ABLE TRI	JST					SE	COR. OF	SAID SE	CTION	16. THE V	/ATERS						1905						
										OF ST	UTLER C	REEK	ARE THE	V												
	THO	MAS J. SCYF	PHERS AI	ND					С	ONVEYE) THROU	JGH A	PIPELINE	то а												
	KA	HLEEN M. S	CYPHER	S					F	OINT IN T	HE SE¼	SE¼ S	SEC. 15, T.	12N.,												
									R.1	9E., M.D.E	3.&M., WI	HERE	THE WATE	RS OF												
										STUTLER	RCREEK	ARE	COMMING	.ED												
										WITH T	HE WATE	RS OF	SHERID/	ιN												
									CI	REEK IN T	HE NOR	TH SH	ERIDAN C	REEK												
									CHA	NNEL. T	не сомі	MINGL	ED WATE	RS ARE												
									D	VERTED	FROM TH	HE SHI	ERIDAN C	REEK												
										CHAN	INEL AT	A POI	NT IN THE													
									NE	4SE4 SE	C. 15, T.	12N., F	R.19E., M.E	.B.&M.,												
									N.72	°20'31"E.	5,412.47	FT. FR	ROM THE S	W COR.												
										C	F SAID S	SECTIO	ON 15.													
																				I A	CRES					
								PLAC	E OF USE												PER			REMA	RKS	
							40	ACRE D	ESCRIPT	IONS										SE	CTION					
																				•						
SECTION	TOWN-	RANGE		N	E	:::::		N	w				sw					SE				STOCKWA	ATER IS ALS	O REC	OGNIZED, SE	E SEC. XII OF
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE	N)	w sv	/ SE		NE	NW	sw	SE	E			FINAL ORDI	ER OF [DETERMINAT	ION
14	T. 12 N.	, R. 19 E.		0.03	0.02		15.69			0.87											16.61	* THE TO	TAL COMBI	NED DI	JTY UNDER	THIS PROOF,
															TO	TAL AC	CRES AL	LLOTTE)		16.61	PROO	F V06312 AN	ID PER	MIT 7595, CE	RTIFICATE
																						1760 SH	ALL NOT EX	CEED 4	.0 ACRE-FEE	T PER ACRE
																						THIS PR	OOF IS SUF	PLEME	NTAL TO PR	OOF V06312
																						AN	D IS SUPPLI	EMENT	ED BY PERM	IT 7595,
																							CEF	RTIFICA	TE 1760.	
																						DOUGLA:	S COUNTY A	PN'S 1	219-14-001-0	04, SCYPERS;
																							1219-14-	001-005	, SEVERSON	l.

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PROOF NO.		CLAIMA	ANT			soi	URCE			PC	INT(S) OF	F DIVI	ERSION		YE.	ARLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
					1										1					1	1	
V-06312	THEF	NS REVOC	ABLE TRI	UST			AN CREEK						2N., R.19E., E. 5,412.47 F	- -		R.1 TO OC			IGATION MESTIC	0.196	* 4.00	66.44
	THO	GS REVOC MAS J. SCY THLEEN M. S	PHERS A	ND					FR	OM THE	SW COR.	OF S	AID SECTION	I 15.					1852			
							40	PLACE O ACRE DI	E OF USE										ACRES PER SECTION		REMA	RKS
SECTION	TOWN-	RANGE		N	E	: : : :	1:::::	N	w	: : : :	1:::::		6 W		1::::	5	E		1	STOCKWA	TER IS ALSO REC	OGNIZED, SEE SEC. XII OF
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE	N'	w sw	SE	NE	NW	SW	SE		F	INAL ORDER OF E	DETERMINATION
14	T. 12 N.	R. 19 E.		0.03	0.02		15.69			0.87					TOTAL	ACRES AL	LOTTED		16.61 16.61	PROOF	V06311 AND PERI	JTY UNDER THIS PROOF, MIT 7595, CERTIFICATE 0 ACRE-FEET PER ACRE.
THE STATE PER COUR							N THE COI	MBINED F	LOW OF	THE NOR	TH DIVER	RSION	OF SHERIDA	AN CREE	K AND TR	IBUTARIE	S DROP	S BELOW	2.0 CFS AS			NTAL TO PROOF V06311 ED BY PERMIT 7595, TE 1760.
																				DOUGLAS	COUNTY APN'S 12 1219-14-001-005	19-14-001-004, SCYPHERS; , SEVERSON.

PROOF NO.		CLAIMA	NT				SOUR	CE				PC	PINT(S) C	F D	IVERSION			YE	ARLY: PE			URPOS		FLO'		DUT ACF ACF	T./		TOTAL ACFT.	
V-06313	MADDI'S	S FRESIAN	RANCH,	LLC		MC	OTT CI	REEK				FOUR	WAYSE	PLIT	OF STREAM	И:		APE	R.1 TO O	CT. 15	IR	RIGAT	ION	0.42	6	4.0	0		160.00	
												NE¼SE	¼ SEC.	04,	T.12N., R.19	E.,		/AL	l. 1 TO DI	EC.31	D	OMES	TIC							
											N	И.D.B.&N	1., S.03°C	3'20	D"W. 3,386.8	5 FT.		/AL	I. 1 TO DI	EC.31	STO	OCK W	ATER	1						
											F	ROM NE	COR. O	F S/	AID SECTIO	N 04.						1852								
												TWO	WAY SP	LIT	OF STREAM	1:														
												NW ¼ SV	/¼ SEC.	03,	T.12N., R.19	ΡΕ.,														
												M.D.B.&N	И., S.10°!	52'4	1"E. 3,246.70	FT.														
											F	ROM NW	COR. O	F S.	AID SECTIO	N 03.														
											9	SPLIT TO	ALLERI	MAN	I SUCCESS	DRS:														
															T.12N., R.19															
												M.D.B.&N	л., S.35°5	58'5	5"E. 2,901.4	FT.														
											F	ROM NW	COR. O	F S.	AID SECTIO	N 03.														
																						А	CRES							
									PLAC	E OF U	SE												PER				REMA	RKS		
								4	0 ACRE I	DESCR	PTIC	ONS										SE	CTION							
SECTION	TOWN-	RANGE		N	E					W V	•	<u> </u>		<u>: : </u>	s w					S E	<u>:::::</u>	<u>:</u>		STOC					D, SEE SEC.	XII OF
	SHIP		NE	NW	SW	SI	E	NE	NW	SV	/	SE	NE		NW S	w	SE	NE	NW	SW	SE				FI	NAL ORD	ER OF E	DETERM	INATION	
3	T. 12 N.,	R. 19 E.		27.00	13.00																		40.00	<u> </u>						
																		TOTAL A	ACRES AI	LOTTED			40.00		DOU	GLAS CO	UNTY A	PN 1219-	-03-001-061.	
	ENGINEER																		USE OF	THE SE	COND DI	VERSI	ON OF	THIS	S PRO	OF IS SUI	PPLEME	NTED B	Y PERMIT 59	096,
MOTI CREE	EK IN A WAY	THAT PRO	MOTES E	BENEFICI.	AL USE C)F THE	E WAI	ER AS	PER CO	URIO	SDE	RDATEL	MAY 21	, 20	10 (CASE N	O.: 08-C	V0363	3-⊦)						UND	DERGI	ROUND, S	TOCK V	VATER,	AND PARTIAL	LLY
																									St	JPPLEME	NTED B	Y PERMI	IT 63382,	
																								U	NDER	GROUND	, IRRIGA	ATION OI	N 3.75 ACRES	3.

PROOF NO.		CLAIMA	NT			sou	RCE			РО	INT(S) OF	DIVERS	ION			RLY: PEF OF USE	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06316	DANIE RAY NANCY	AS AND AME EL R. & ALIO YMOND R. P M. PETERS IST DATED	CA R. MILI PETERS & REVOCA	LS ABLE		MOTT (CREEK		ı	M.D.B.&M FROM	¼ SEC. 0 ., S.58°14 NE COR. 2N., R.19I	1'04"W. 6, OF SECT	420.37 FT ION 03,			.1 TO OC		DON	GATION MESTIC 852	0.432	4.00	160.00
							40		OF USE	ONS									ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E SW	SE	NE	: NW	w sw	SE	NE	S NW	w sw	SE	NE	S NW	E SW	SE			CK, SEE SEC. XII C	OGNIZED FOR 60 HEAD C OF THE FINAL ORDER OF
2	T. 12 N., T. 12 N.,					19.20			8.10			0.40			10.30	2.00			8.50 31.50		DETERMI	NATION
				ı								1	ı	l	TOTAL A	CRES ALI	LOTTED		40.00	DOU	IGLAS COUNTY A	PN 1219-03-001-065.

PROOF NO.	CLAI	MANT			SOURC	DE			РО	INT(S) OF	DIVERS	ON			RLY: PER OF USE	IOD		RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06317	IVCK	YETIV			MOTT CRE	DEEK			NE 4 SE	¼ SEC. 0	/ T 12N	D 10F		ADD	.1 TO OCT	15	IPP	IGATION	0.296	4.00	80.00
V-00317	JACK	12114			MOTT CIL	LLK			M.D.B.&N						1 TO DEC			MESTIC	0.270	4.00	00.00
									FROM E¼	COR. OF	SAID SE	CTION 04						1852			
							PLACE											ACRES PER SECTION		REMA	RKS
	TOWN- RANG											w			S			1		TER IS ALSO REC	OGNIZED, SEE SEC. X
SECTION				sw	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		F	INAL ORDER OF I	DETERMINATION
	SHIP	NE	NW	311	<u> </u>		-			1									_		
	SHIP Image: Control of the	_	IN W	311	92									17.30	CDEC ALL	OTTED	2.70	20.00		HIS PROOF IS SU	
		_	I NW	<u> </u>											CRES ALL	OTTED.	2.70	20.00	PERMIT 2	7331, CERTIFICAT	E 9514, UNDERGROU
		_	I NW	- SW											CRES ALL	OTTED.	2.70		PERMIT 2	7331, CERTIFICAT	E 9514, UNDERGROU IE OWNER OF RECOI

PROOF NO.	CLAIM	ANT			sou	IRCE			PO	INT(S) OF	DIVERSI	ON		YEA	RLY: PEF			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06318	NORMAN AND SHIR	LEY MELN	IKOEE		MOTT	CREEK			NEWSE	W SEC 0	4, T.12N.,	R 19F		APR	2.1 TO OC	T 15	IRRI	GATION	0.296	4.00	80.00
	HUSBAND A										5'43"W. 7				. 1 TO DE			MESTIC			
	AS JOINT T	ENANTS							FROM E¼	COR. OF	SAID SE	CTION 04		JAN	. 1 TO DE	C.31	STOCE	< WATER			
																	1	852			
																		ACDES			
						40	PLACI ACRE DI	E OF USE										ACRES PER SECTION		REM	MARKS
SECTION	TOWN- RANGE	<u> </u>	·:·:N	E·:·:·	: - : - : }		ACRE D	ESCRIPTI	IONS			w : : :	: : : : :	H:-:-:	·:·:s	ie i · i ·	: - : - : -	PER	DC		MARKS TOCK WATERING OF
SECTION	TOWN- SHIP	NE	N NW	E SW	SE		ACRE D	ESCRIPTI	IONS	NE	s	w	SE	NE	····s	E SW	SE	PER	DC	MESTIC AND S	
SECTION 3		NE					ACRE D	ESCRIPTI W	ions									PER		MESTIC AND S OF 26 HEAD	TOCK WATERING OF
	SHIP	NE					ACRE D	ESCRIPTI W	ions					NE 4.20	NW	SW 4.40	SE	PER SECTION	TI	MESTIC AND S OF 26 HEAD HIS PROOF IS S	TOCK WATERING OF OF LIVESTOCK.
SECTION 3	SHIP	NE					ACRE D	ESCRIPTI W	ions					NE 4.20	NW 7.90	SW 4.40	SE	PER SECTION	ТІ	MESTIC AND S OF 26 HEAD HIS PROOF IS S PERMIT 61056,	TOCK WATERING OF OF LIVESTOCK. UPPLEMENTED BY

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PROOF NO.		CLAIMA	NT			sou	IRCE			РО	INT(S) OF	F DIVERS	ION		YEA	RLY: PEI			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06319	DO	DNNA BUDD	INGTON			MOTT	CREEK			M.D.B.&f	M., S.14°1	04, T.12N., 15'43"W. 7 F SAID SE	67.47 FT.			1.1 TO OC		DO	GATION WESTIC 1852	0.148	4.00	40.00
							40		OF USE	ONS									ACRES PER SECTION		REMA	RKS
SECTION 2	TOWN- SHIP T. 12 N.,	RANGE R. 19 E.	NE	NW NW	SW	SE	NE	NW	w sw	SE	NE	8 NW 3.90	w sw	SE	NE	NW	SW	SE	3.90			OGNIZED FOR 10 HEAD OF OF THE FINAL ORDER OF NATION
3	T. 12 N.,	R. 19 E.													6.10 TOTAL A	CRES AL	LOTTED		10.00	CE	ERTIFICATE 9514,	NTED BY PERMIT 27331, UNDERGROUND. PN 1219-03-002-088.

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PROOF NO.		CLAIMA	.NT			sou	JRCE			PO	HNT(S) OF	FDIVERSION		YE	ARLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06320		M R. TOME		IST		ELER CRI						CREEK NO. 1 10, T.12N., R.198		_	R.1 TO OC		_	GATION MESTIC	* 0.652 ** 1.174	4.00	196.40
		MERLING 19		Т								0°45'E. 1,000 FT F SAID SECTION		JAI	N. 1 TO DE	EC.31		K WATER 1852			
	MCDER	MID 1980 L	IVING TR	UST						SW¼SV	V¼ SEC.	CREEK NO. 2 10, T.12N., R.19E 3°40'E. 2,640 FT.									
	N	MICHAEL PE	EGRAM						-	ROM W	4 COR. OF	F SAID SECTION	10.								
	JEFF & JC	DIE WASS	FAMILY 1	FRUST																	
	MICHAEL	MCALISTE AGREEM		RUST																	
					ı									1				ACRES			_
							40		E OF USE									PER SECTION		REMA	RKS
SECTION	TOWN-	RANGE		N	E	:::::	1::::	N	w	1:1:1	:::::	S.W		1::::		SE .			DOMEST	TIC AND STOCK W	ATERING FOR 32 HEAD
9	SHIP T. 12 N.,	R 19 F	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW SW	SE	NE 0.50	NW	SW	SE	0.50			S AND 1 HAPPY BULL. ERMINES THAT ACREAGE
10		R. 19 E.									5.80	28.50 13.7	0.60					48.60	ħ		AS REFLECTED IN THE
														TOTAL	ACRES AL	LOTTED		49.10	"PLACE OF U	JSE" DESCRIPTIO	N BASED ON MAP NO. 4891
																			"U.S. GEOL	OGICAL SURVEY,	HYDROGRAPHIC BRANCH,
																			RECLAMAT	ION SERVICE, FO	R THE TRUCKEE-CARSON
																					LY 27, 1904, AND AERIAL
																			PHOTOS OF		Y BOTTOM LANDS, DATED
																			T.110	OCT. 20	
																					EMENTED BY PERMIT 7584; PERMIT 24807,
																					MIT 25601, CERTIFICATE
																					DUND SOURCE UNDER
																					ATE 7585. THE STATE
																					THAT NO ADDITIONAL
																					TE ARE ALLOWED ON
																			LAND	S IRRIGATED FRO	M THE SAME WATER
																			SOURCE	JNDER A PROOF	OF APPROPRIATION AND
																			PERMIT	TED RIGHTS. TH	EREFORE, THE TOTAL
																			DUTY OF	WATER SHALL N	IOT EXCEED 4.00 ACRE-
																			FEET PER	ACRE FROM AN	Y AND/OR ALL SOURCES.
																					19-10-002-011, 012, 013, 018
																			AND THE	EAST PART OF F	ARCEL 1219-09-002-004.

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PROOF NO.		CLAIMAN	NT			SOUR	RCE			PC	DINT(S) O	F DIVERS	ION		YEA	ARLY: PEF			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.	
																				1	1	1	
14.04.004	TUE 040T		F 4 4 4 11 1 / T	TOUGT			(B) B						(D)		4.0.0		T 45	IDDI	0.4.7.0.1.	*1.50	4.00	4444	
V-06321		HOLOMEW			UNNA	MED SPRIN		IRECI				SPRING				2.1 TO OC			GATION	-1.50	4.00	161.44	
	DATE	D NOVEMBE	.R 21, 200	UI	LUTUE	DIVERS - R CREEK		LELOW				26, T.12N.,			JAN	I. 1 TO DE	C.31		MESTIC 853				
	THE JOH	HN MICHAEL	. MATTHE	EWS	LUTHER	K CKEEK -	RETURN	N FLOW				53 °15'E., 3, 3 F SAID SE		١.				'	853				
	REVO	CABLE TRU		D																			
		JULY 24, 2	002									- RETURI				-			-		rom Luther Creek	for "drain and	
												35, T.12N.,			and wast	e" water or	nly. No div	ersion rat	e or duty is al	lowed under ti	nis proof.	1	
												21'16"W. 3											
										FROM NE	E COR. OI	F SAID SE	CHON 35										
								PLACE	E OF USE										ACRES PER		REM	IARKS	
							40		E OF USE ESCRIPT												REM	ARKS	
ECTION	TOWN-	RANGE	:4:4:	::::n	E-1-1-	:::::1	40	ACRE D		IONS	1:1:1:	6	·w····	.1:1:	# :::::	s	(É) - 1 - 1		PER		REM	IARKS	
ECTION	TOWN- SHIP	RANGE		N NW	E· : · :	SE	40 : NE	ACRE D	ESCRIPT	IONS	NE	6	w:::	SE	· · · · · · · · · · · · · · · · · · ·	· · · · · · · · · · · · · · · · · · ·	E SW	SE	PER	[IARKS	
							:::::	ACRE D	ESCRIPT W	IONS									PER	[DOMESTIC AND S		
24	SHIP	R. 19 E.					:::::	ACRE D	ESCRIPT W	IONS			sw	SE					PER SECTION		DOMESTIC AND S	STOCK WATERING	R
24	SHIP T. 12 N.,	R. 19 E.					NE	ACRE D	ESCRIPT W	IONS			sw	SE	NE		SW		PER SECTION	THE	DOMESTIC AND S FOR 122 HEAD TOTAL COMBIN	STOCK WATERING OF LIVESTOCK.	
24	SHIP T. 12 N.,	R. 19 E.					NE	ACRE D	ESCRIPT W	IONS			sw	SE	NE	NW	SW		PER SECTION 16.30 24.06	THE SHA	DOMESTIC AND S FOR 122 HEAD TOTAL COMBIN	STOCK WATERING OF LIVESTOCK. HED DUTY OF WATER	R
24 25	SHIP T. 12 N.,	R. 19 E. R. 19 E.	NE	NW	sw	SE	NE 13.60	ACRE D NW 10.46	w : : : sw	SE	NE	NW	SW 4.00	SE 12.30	NE TOTAL A	NW CRES AL	SW	SE	PER SECTION 16.30 24.06 40.36	THE Sha Ace	DOMESTIC AND S FOR 122 HEAD TOTAL COMBIN ILL NOT EXCEEL RE FROM ANY AN	STOCK WATERING OF LIVESTOCK. NED DUTY OF WATEI D 4.0 ACRE-FEET PE	R S.
24 25	T. 12 N., T. 12 N.,	R. 19 E. R. 19 E.	NE FLOW RA	NW ATE FROM	SW	SE SE	NE 13.60	NW 10.46	SW SW	SE IN A ROT	NE ATION SO	NW CHEME OF	SW 4.00	SE 12.30	NE TOTAL A	CRES AL	SW LOTTED V-06321,	SE V-06323 <i>A</i>	PER SECTION 16.30 24.06 40.36	THE SHA ACF THE ST	DOMESTIC AND S FOR 122 HEAD E TOTAL COMBIN NUL NOT EXCEEL RE FROM ANY AN	STOCK WATERING OF LIVESTOCK. HED DUTY OF WATER OF 4.0 ACRE-FEET PE	R S. THIS
24 25 1.50 CFS 08850. F	T. 12 N., T. 12 N., S THE IS TH	R. 19 E. R. 19 E.	NE FLOW RA	NW ATE FROM	SW M UNNAM VIDED IN	SE IED SPRIN A 60%/409	13.60 IG (D) AN	NW 10.46 D IS TO B WITH 409	SW BE USED 6 OF THE	SE IN A ROT	NE ATION SO	CHEME OF	SW 4.00	SE 12.30 ING LAN	NE TOTAL A D UNDER	CRES AL PROOFS	SW LOTTED V-06321, TO THE NO	SE V-06323 <i>A</i> DRTH TH <i>I</i>	PER SECTION 16.30 24.06 40.36	THE SHA ACF THE ST PROOF S	DOMESTIC AND S FOR 122 HEAD TOTAL COMBIN LLL NOT EXCEET RE FROM ANY AN ATE ENGINEER UPERCEDES PE	STOCK WATERING OF LIVESTOCK. HED DUTY OF WATER OF 4.0 ACRE-FEET PE ND/OR ALL SOURCES DETERMINES THAT	R S. THIS FICAT
24 25 1.50 CFS 1 08850. F	SHIP T. 12 N., T. 12 N., STHE IS TH	R. 19 E. R. 19 E. IE MINIMUM ESS OF 1.5 (NE FLOW RA CFS SHA TO THE	NW ATE FROM ALL BE DI EAST AN	SW M UNNAM VIDED IN D DIREC	SE MED SPRIN A 60%/409 TS WATER	NE 13.60 13 (D) AN % SPLIT	NW 10.46 D IS TO B WITH 409 GH THE "	SW BE USED % OF THE	IN A ROTE WATER	ATION SO ABOVE 1	CHEME OF .5 CFS DIV	5W 4.00 4.00 FIRRIGAT VERTED TO V-08850	SE 12.30 TING LAN THROUGH	NE TOTAL A D UNDER H THE DIV	PROOFS ZERSION TOWN IN EXT	V-06321,	SE V-06323 <i>F</i> DRTH TH	16.30 24.06 40.36	THE SHA ACF THE ST PROOF S 7843, "	DOMESTIC AND ! FOR 122 HEAD TOTAL COMBIN KLL NOT EXCEEL EE FROM ANY AN ATE ENGINEER UPERCEDES PE	STOCK WATERING OF LIVESTOCK. IED DUTY OF WATEI O 4.0 ACRE-FEET PE ND/OR ALL SOURCES DETERMINES THAT IRMIT 24918, CERTIF	R S. THIS FICAT 1919,
24 25 1.50 CFS I 08850. F LOWS BEI	SHIP T. 12 N., T. 12 N., S THE IS TH LOW IN EXCI	R. 19 E. R. 19 E. E MINIMUM ESS OF 1.5 (THILL ROAD THAT PROVI	FLOW RA	NW ATE FROM ALL BE DI EAST AN TER TO H	SW M UNNAM VIDED IN D DIRECT	SE MED SPRIN A 60%/409 TS WATER E RANCH V	NE 13.60 IG (D) AN % SPLIT * R THROUGHAILER U	NW 10.46 D IS TO B WITH 409 GH THE " USERS UT	SW SW BE USED 66 OF THE BISECTIN	IN A ROTE WATER NG DITCH	ATION SO ABOVE 1	CHEME OF .5 CFS DIV	5W 4.00 4.00 FIRRIGAT VERTED TO V-08850	SE 12.30 TING LAN THROUGH	NE TOTAL A D UNDER H THE DIV	PROOFS ZERSION TOWN IN EXT	V-06321,	SE V-06323 <i>F</i> DRTH TH	16.30 24.06 40.36	THE SH/ ACF THE ST PROOF S 7843, "I	POMESTIC AND SECOND STATE OF THE PROPERTY OF T	STOCK WATERING OF LIVESTOCK. IED DUTY OF WATEI O 4 0 ACRE-FEET PE ND/OR ALL SOURCE: DETERMINES THAT RMIT 24918, CERTIF	THIS TICAT 1919, AND

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PROOF NO.		CLAIMANT				s	OURCE				PO	INT(S) OF	DIVERSION		YE	ARLY: PE OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06322	THE BART	THOLOMEW FAM	IILY TR	UST		MILLE	R CREEK	,				* MILLER	CREEK		AP	R.1 TO O	CT. 15	IRRI	GATION	* 0.065	* 2.71	6.69
	DATE	D NOVEMBER 21	1, 2001			UNNAME	SPRING	(A) &		Ν	IE¼NW	1¼ SEC. 2	5, T.12N., R.1	9E.,	JA	N. 1 TO DI	EC.31	DOM	MESTIC	** 0.015	** 4.00	9.88
						UNNAME	D SPRING	G (D)		M.	D.B.&N	1., S.82°27	'34"E. 1,982.	3 FT.				1	853	***	***	***
	HEN	RY EDWARD WA	ARG &							FR	OM NW	COR. OF	SAID SECTI	ON 26.	The Sta	te Enginee	er determin	es that Mill	er Creek is s	ubject to a 4 d	ay rotation for Gree	n Acres water
	GERALDII	NE GARDNER RE	EVOCA	BLE											users ar	nd a 10 da	y rotation f	or the Scos	sa Ranch ev	ery 14 days.		
	TRUST, E	DATED OCTOBER	R 27, 20	003							۰۰ ر	JNNAMED	SPRING (A)									
										Ν	IE¼NW	1¼ SEC. 2	5, T.12N., R.1	9E.,	Unname	ed Creek is	the same	water sour	ce as Jackso	n Spring "A" u	nder Proof V06342	
										M.	D.B.&N	1., S.65°20	'28"E. 2,614.)6 FT.								
										FR	OM NW	COR. OF	SAID SECTI	ON 26.								
													SPRING (D)			-			-			g (D) for 40% of the balance
													5, T.12N., R.1		of the flo	ow after the	e first 1.5 c	ts is delive	red to Claims	V-06321, V-0	06323 and V-08850	
													7'14"E. 3,508									
										FR	OM NW	COR. OF	SAID SECTI	UN 26.								
	•																				•	
								PLA	CE OF U	JSE									ACRES PER			
								40 ACRE	DESCR	IPTION	NS.								SECTION		REMA	ARKS
SECTION	TOWN	DANCE	••.	* • * n 't	<u> </u>							· · · · ·				• • • • • • • • • • • • • • • • • • • •	e'e ' · ' ·	•.•.•		STOCKWA		
SECTION									N W					sw I se								OGNIZED, SEE SEC. XII OF
	SHIP	NE		NW NW	E SV				N W			NE NE	NW	SW SE	NE NE	NW	S E SW	SE	SECTION	1	TER IS ALSO REC FINAL ORDER OF	OGNIZED, SEE SEC. XII OF DETERMINATION
SECTION 24		NE							N W				NW		NE	NW	SW		SECTION 2.47	THI	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER
	SHIP	NE							N W				NW	SW SE	NE		SW		SECTION	THI SH/	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER
	SHIP	NE							N W				NW	SW SE	NE	NW	SW		SECTION 2.47	THI SH/ ACF	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY ANI	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES.
	SHIP	NE							N W				NW	SW SE	NE	NW	SW		SECTION 2.47	THI SHA ACF THE ST	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY ANI ATE ENGINEER D	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER
24	SHIP T. 12 N.,	R. 19 E.	E	NW	SV	/ SE	NE	NW	N.W.	: · : v	SE	NE	NW .	SW SE	NE TOTAL	NW ACRES AI	SW	SE	2.47 2.47	THI SH/ ACF THE ST PROOF S	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY ANI ATE ENGINEER D SUPERCEDES PER	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS
24 WATER FR	SHIP T. 12 N.,	NE	SUBJE	NW ECT TO	SV A RO	SE SE	NE NE	NW	N.W.	: · : v	SE	NE	NW .	SW SE	NE TOTAL	NW ACRES AI	SW	SE	2.47 2.47	THI SH/ ACF THE ST PROOF S 8136	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY ANI ATE ENGINEER D SUPERCEDES PER , "MILLER CREEK"	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICATE
24 WATER FR	SHIP T. 12 N.,	R. 19 E.	SUBJE	NW ECT TO	SV A RO	SE SE	NE NE	NW	N.W.	: · : v	SE	NE	NW .	SW SE	NE TOTAL	NW ACRES AI	SW	SE	2.47 2.47	THI SH/ ACF THE ST PROOF S 8136	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY ANI ATE ENGINEER D SUPERCEDES PER , "MILLER CREEK"	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICATE , AND PERMIT 24526, AMED CREEK*, ON THE
24 WATER FR INTERNAL	SHIP T. 12 N., ROM UNNAME LY AS PER C	R. 19 E.	SUBJE ATED [NW ECT TO J	A ROBER 2	/ SE	NE CHEDULE ASE NO.:	IMPOSE 08-CV03	N.W SV	V	SE TE ENC	NE GINEER IF	NW 2	SE SE .47	NE TOTAL	NW ACRES AI	SW	SE T ON A SC	2.47 2.47	THI SH/ ACF THE ST PROOF S 8136 CERTIF	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED AFFER FROM ANY ANI ATE ENGINEER D JUPERCEDES PER , "MILLER CREEK" ICATE 8137, "UNN CLAIMED 2.	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICATE , AND PERMIT 24526, AMED CREEK*, ON THE
24 WATER FRINTERNAL	SHIP T. 12 N., ROM UNNAME LY AS PER C	R. 19 E. ED SPRING(A) IS OURT ORDER D.	SUBJE ATED [NW ECT TO DECEMBE	A RO BER 2	TATION S. 44, 2013 (C	NE CHEDULE ASE NO.:	IMPOSE 08-CV03	N.W SV	V E STA	SE TE ENG	NE GINEER IF	NW INVOLVED I	SW SE A47 PARTIES CAI ded in a 60%,	NE TOTAL NOT REA	NW ACRES AI CH AN AG	SW LLOTTED	SE FON A SC	2.47 2.47	THI SH/ ACF THE ST PROOF S 8136 CERTIF	TER IS ALSO REC FINAL ORDER OF E TOTAL COMBINE ALL NOT EXCEED AFFER FROM ANY ANI ATE ENGINEER D JUPERCEDES PER , "MILLER CREEK" ICATE 8137, "UNN CLAIMED 2.	OGNIZED, SEE SEC. XII OF DETERMINATION DED DUTY OF WATER 4.0 ACRE-FEET PER D/ORA ALL SOURCES. ETERMINES THAT THIS EMIT 24526, CERTIFICATE , AND PERMIT 24526, AMED CREEK*, ON THE 47 ACRES.
WATER FRINTERNAL The first diversion to	SHIP T. 12 N., ROM UNNAME LY AS PER C	R. 19 E. ED SPRING(A) IS OURT ORDER D.	SUBJE ATED [NW ECT TO . DECEMBER Allocated Road to	A ROBER 2	TATION S:	NE CHEDULE ASE NO.: 121, V-0632 cets water t	IMPOSE 08-CV03	N.W	E STA	TE ENC	NE GINEER IF of 1.50 cfs der claim V	INVOLVED I	PARTIES CAI ded in a 60%, 40% portion v	NOT REA	NW ACRES AI CH AN AG with 40% b to supplen	SW LLOTTED REEMENT Reing router nent Spring	SE ON A SC d through t	2.47 2.47 HEDULE	THI SH/ ACF THE ST PROOF S 8136 CERTIF	TER IS ALSO RECEIVAL ORDER OF ETOTAL COMBINE ALL NOT EXCEED REFROM ANY ANI ATE ENGINEER DESUPERCEDES PER "MILLER CREEK" ICATE 8137, "UNN CLAIMED 2." E WEST PORTION SUPPORT	OGNIZED, SEE SEC. XII OF DETERMINATION DED DUTY OF WATER 4.0 ACRE-FEET PER D/ORA ALL SOURCES. ETERMINES THAT THIS EMIT 24526, CERTIFICATE , AND PERMIT 24526, AMED CREEK*, ON THE 47 ACRES.
WATER FR INTERNAL ***The first diversion to the samero	SHIP T. 12 N ROM UNNAME LY AS PER C 1.50 cfs from the north, the tation schedu	R. 19 E. ED SPRING(A) IS OURT ORDER D. Unnamed Spring at flows beneath F	SUBJEATED [NW ECT TO DECEMB	A ROBER 2	TATION S: V-063 oofs V-063	NE CHEDULE ASE NO: 121, V-06325 22, V-06325	IMPOSE 08-CV03	N.W	V Iow in ting Di	SE TE ENC Excess tch* unc	NE GINEER IF of 1.50 cfs der claim V	INVOLVED I	PARTIES CAI ded in a 60%, 40% portion v	NOT REA	NW ACRES AI CH AN AG with 40% b to supplen	SW LLOTTED REEMENT Reing router nent Spring	SE ON A SC d through t	2.47 2.47 HEDULE	THI SHA ACF THE ST PROOF S 8136 CERTIF TH	TER IS ALSO RECEIVAL ORDER OF ETOTAL COMBINE ALL NOT EXCEED REFROM ANY ANI ATE ENGINEER DEUTE PROBLEM COLONG CLAIMED 2. E WEST PORTION SUPPORT OF DOUGLAS CO	OGNIZED, SEE SEC. XII OF DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS EMIT 24525, CERTIFICATE , AND PERMIT 24526, AMED CREEK*, ON THE 47 ACRES. I OF LOT 10 ON THE ING MAP.

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PROOF NO.							PC	DINT(S) O	F DIVERS	SION		YEA	ARLY: PEI			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.				
															•					1			
V-06323		ENTERPR			UNNAI	MED SPR		IRECT			UNNAME					R.1 TO OC		1	GATION	*	•	•	
	DAT	TED AUGUS	ST 1, 1996				RSION,				V¼ SEC. 2				JAN	I. 1 TO DE	C.31		MESTIC	**1.50	4.00	161.40	
					LUTHE	R CREEK	- RETUR	N FLOW			B.&M., S.5								853				
								FROM NV	V COR. O	F SAID S	ECTION 2	5.											
									*LUTHE	ER CREEK	C - RETUI	RN FLOW		The State	e Engineer	determin	es that a v	ested right is	established fro	m Luther Creek fo	r "drain and waste" wa	ater on	
			"LUTHER CREEK - RETURN FLOW NEW SEW SEC. 35, T.12N., R.19E.,								No diver	sion rate o	r duty is a	llowed und	er this proof.								
			M.D.B						M.D.B.8	§М., S.13°	21'16"W.	3,072 FT.											
						M.D.B.&M., S.13°21'16"W. 3,072 FT. FROM NE COR. OF SAID SECTION 35.																	
									E OF USE										ACRES PER		REMA	ARKS	
							40		E OF USE ESCRIPT												REMA	ARKS	
SECTION	TOWN-	RANGE	F:::::	::::N	F :::::	:::::	9	ACRE D		IONS	1:::::	1:1:3	s.w:	:::::		·:::s	(É; 1; 1	::::::	PER	STOCKWA		ARKS	C. XII O
ECTION	TOWN- SHIP	RANGE	NE	· · · · · · · · · · · · · · · · · · ·	E SW	SE	9	ACRE D	ESCRIPT	IONS	NE	l NW	sw sw	::::	NE NE	· · · · · s	E SW	SE	PER		TER IS ALSO REC		C. XII C
						SE	:::::	ACRE D	ESCRIPT	IONS									PER	F	TER IS ALSO REC	OGNIZED, SEE SEC	
25	SHIP	R. 19 E.				SE 0.30	:::::	ACRE D	ESCRIPT	IONS					NE	NW	SW		PER SECTION	THE	TER IS ALSO REC INAL ORDER OF	COGNIZED, SEE SEC DETERMINATION	?
25	SHIP T. 12 N.,	R. 19 E.	NE				:::::	ACRE D	ESCRIPT	IONS					NE		SW		PER SECTION	THE Sha	TER IS ALSO REC INAL ORDER OF TOTAL COMBINI ILL NOT EXCEED	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER	R
25	SHIP T. 12 N.,	R. 19 E.	NE				:::::	ACRE D	ESCRIPT	IONS					NE	NW	SW		PER SECTION 17.44 22.91	THE Sha Acf	TER IS ALSO REC INAL ORDER OF TOTAL COMBINI ILL NOT EXCEED EFROM ANY AN	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PEF	R R
25	SHIP T. 12 N.,	R. 19 E.	NE				:::::	ACRE D	ESCRIPT	IONS					NE	NW	SW		PER SECTION 17.44 22.91	THE ST	TER IS ALSO REC INAL ORDER OF TOTAL COMBINI ILL NOT EXCEED EF FROM ANY AN ATE ENGINEER D	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PEF D/OR ALL SOURCES	R R S. THIS
25 26	SHIP T. 12 N.,	R. 19 E. R. 19 E.	NE 22.61	NW	SW	0.30	NE	NW 17.44	W : : : SW	SE	NE	NW	SW	SE	NE TOTAL A	NW ACRES AL	SW	SE	PER SECTION 17.44 22.91 40.35	THE SHA ACF THE ST PRO	TER IS ALSO REC INAL ORDER OF TOTAL COMBINI ILL NOT EXCEED EF FROM ANY AN ATE ENGINEER D	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PEF D/OR ALL SOURCES DETERMINES THAT T S THAT PORTION OF	R R S. THIS
25 26	T. 12 N., T. 12 N.,	R. 19 E. R. 19 E.	22.61	NW ATE FRO	M UNNAN	0.30	NE NG (D) AN	NW 17.44	SW SW	SE IN A ROT	NE ATION SO	NW CHEME C	SW SW SF IRRIGA	SE SE	NE TOTAL A	NW CRES AL	SW LOTTED	V-06323 /	PER SECTION 17.44 22.91 40.35	F THE SHA ACF THE ST PRC	TER IS ALSO REC INAL ORDER OF TOTAL COMBINI ILL NOT EXCEED IE FROM ANY AN ATE ENGINEER DOOR SUPERCEDE VERMIT 24918, CE	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PEF D/OR ALL SOURCES DETERMINES THAT T S THAT PORTION OF	R R S. THIS
25 26 1.50 CFS I	SHIP T. 12 N., T. 12 N., STHE IS TH	R. 19 E. R. 19 E. E MINIMUM ESS OF 1.8	NE 22.61 # FLOW R.	NW ATE FRO	M UNNAM	0.30 MED SPRII	NE NG (D) AN	NW 17.44	SW SW	IN A ROT	NE ATION SO ABOVE 1	NW CHEME C	SW SW DF IRRIGA	SE FING LAN	NE TOTAL A	NW ACRES AL PROOFS	SW LOTTED V-06321,	V-06323 /	PER SECTION 17.44 22.91 40.35	F THE SHA ACF THE ST PRC F	TER IS ALSO REC INAL ORDER OF TOTAL COMBINI LLL NOT EXCEED SE FROM ANY AN ATE ENGINEER D OF SUPERCEDE PERMIT 24918, CE NAMED SPRING*	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PEF D/OR ALL SOURCES DETERMINES THAT T S THAT PORTION OF	R R S. THIS F
26 1.50 CFS I 7-08850. FL LOWS BEN	SHIP T. 12 N., T. 12 N., STHE IS TH	R. 19 E. R. 19 E. E MINIMUM ESS OF 1.5	NE 22.61 A FLOW RAGO CFS SHAD TO THE	NW ATE FRO ALL BE D EAST AN	M UNNAM	0.30 MED SPRII I A 60%/40 TS WATE	NE NG (D) AN	NW 17.44	BE USED	IN A ROTE WATER	NE ATION SO ABOVE 1	CHEME C	SW DF IRRIGA IVERTED IO. V-0885	SE FING LAN THROUGH 0. 60% O	NE TOTAL A D UNDER H THE DIV	PROOFS ZERSION	V-06321,	V-06323 /	PER SECTION 17.44 22.91 40.35	F THE SHA ACF THE ST PRC F "UN CERTI	TER IS ALSO RECINAL ORDER OF TOTAL COMBINIALL NOT EXCEED LLE NOT EXCEED FOR SUPERCEDE PERMIT 24918, CE NAMED SPRING*, FICATE 7842, "UN	COGNIZED, SEE SEC DETERMINATION ED DUTY OF WATER 4.0 ACRE-FEET PER DORA ALL SOURCES DETERMINES THAT T S THAT PORTION OI CRIFFICATE 7843 AND PERMIT 24919	R R S. THIS F ND

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PROOF NO.								РО	INT(S) (OF DIVERS	ION		YEA	RLY: PEF OF USE	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.		
V-06324									M.D.B.&N	Л., S.82°	26, T.12N. 27'34"E. 1,9 DF SAID SE	982.63 FT.		JAN		C.31	DOM 1 es that Mill	GATION MESTIC 853 er Creek is su every 14 day	*	2.71	6.86 n Acres water users and	
SECTION	TOWN-	RANGE		· I · I ii	<u> </u>	-1-1-1		ACRE D	E OF USE ESCRIPTI	ONS	HI-I-	·s	*****	1-1-1	H:-:-:	i · i · is	21-1-	1-1-14	ACRES PER SECTION	STOCKWA	REMA	RKS
26	SHIP T. 12 N.,		NE	NW	sw	SE	NE 2.53	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	2.53	F	INAL ORDER OF E	
															TOTAL A	CRES AL	LOTTED		2.53	ACR THE ST. PROOF S 8136, "MILI	E FROM ANY AND ATE ENGINEER DE UPERCEDES PER LER CREEK*, ON T - LOT 1 ON THE SE	4.0 ACRE-FEET PER b/OR ALL SOURCES. ETERMINES THAT THIS MIT 24525, CERTIFICATE THE CLAIMED 2.52 ACRES. UPPORTING MAP. PN 1219-26-001-034.

																					DUTY		
PROOF		CLAIMAI	NT	ŀ		so	URCE			PC	OINT(S) O	F DIV	ERSION			/EARLY: P	PERIOD	PU	RPOSE &	FLOW	ACFT./	TO'	TAL
NO.				ļ												OF US	SE	PI	RIORITY	CFS	ACRE	AC.	-FT.
•															•							•	
V-06325	RICH.	ARD E. BF	& NWOS	ŀ		MILLEI	R CREEK,				* MILLE	R CR	EEK		,	APR.1 TO 0	OCT. 15	IRF	IGATION	* 0.066	* 2.71	6.	89
	SHA	RON E. E	BURNS	ŀ	UNN	NAMED S	PRING (A)	AND		NE¼NW	/¼ SEC. 2	26, T.	12N., R.19	E.,		JAN. 1 TO	DEC.31	DC	MESTIC	** 0.016	** 4.00	10	.16
				ŀ	U	NNAMED	SPRING	(D)		M.D.B.&N	И., S.82°2	7'34"	E. 1,982.63	FT.					1853	***	***		**
				ŀ						FROM NV	V COR. O	FSA	ID SECTIO	N 26.	The S	tate Engine	eer determi	nes that M	iller Creek is s	ubject to a 4 c	lay rotation for Gre	en Acres water u	sers and
				ŀ											a 10	iay rotation	for the Sci	ssa Ranci	n every 14 day	'S.			
				ŀ							UNNAMEI	D SP	RING (A)										
				ŀ						NE¼NW	/¼ SEC. 2	26, T.	12N., R.19	Ε.,	Unna	med Spring	(A) is the	same wate	r source as Ja	ckson Spring	"A" under Proof V0	16342.	
				ŀ						M.D.B.&N	И., S.65°2	0'28"	E. 2,614.06	FT.									
				ŀ						FROM NV	V COR. O	FSA	ID SECTIO	N 26.									
				ŀ																			
				ŀ						***	UNNAME	D SP	RING (D)		The S	tate Engin	eer determi	nes that a	vested right is	established fr	om Unnamed Spri	ng (D) for 40% of	the balance
				ŀ						SE¼NW	/¼ SEC. 2	26, T.	12N., R.19	Ξ.,	of the	flow after t	the first 1.5	cfs is deliv	ered to Claim:	s V-06321, V-	06323 and V-0885	0.	
				ŀ						M.D.B.8	§М., S.47°	°37'14	4"E. 3,508 F	T.									
				ŀ						FROM NV	V COR. O	FSA	ID SECTIO	N 26.									
				ŀ																			
																			ACRES				
								PLACE	OF USE										PER		REM	ARKS	
							40	O ACRE DE	SCRIPT	IONS									SECTION				
SECTION	TOWN-	RANGE		N	E			N	W				sw	<u> </u>		<u>::::::</u>	SE		1		TER IS ALSO RE		
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	N	IW S	V SE	NE	NW	SW	SE			FINAL ORDER OF	DETERMINATIO	ON
24	T. 12 N., R	19 E.	X	X															2.54	TH	E TOTAL COMBIN	IED DUTY OF W	ATER
															TOTA	L ACRES.	ALLOTTED		2.54	SH	ALL NOT EXCEED	4.0 ACRE-FEET	T PER
																				AC	RE FROM ANY AN	ID/OR ALL SOUP	RCES.
	OM UNNAMED									TATE EN	GINEER II	F INV	OLVED PA	RTIES CAI	NNOT RE	ACH AN A	GREEMEN	IT ON A S	CHEDULE	THE ST	ATE ENGINEER	DETERMINES TH	HAT THIS
INTERNALL	Y AS PER COL	IRT ORDE	R DATE	D DECEM	IBER 24,	2013 (CA	SE NO.: 08	8-CV0363-	E)											PROOF S	SUPERCEDES PE	RMIT 24525, CE	RTIFICATE
																				8136	, "MILLER CREEK	", AND PERMIT	24526,
***The first	1.50 cfs from Ur	named Sp	oring (D) i	is allocate	d to Proot	fs V-0632	1, V-06323	3 and V-088	350. Flow	in Excess	of 1.50 c	fs sh	all be divide	ed in a 60%	/40% spl	t, with 40%	being rout	ed through	the	CERTIF	ICATE 8137, "UN	NAMED CREEK"	, ON THE
diversion to	the north, that f	ows bene	ath Footh	ill Road to	the east	and direc	cts water th	rough the "	Bisecting	Ditch" un	der claim	V-088	850. The 40	1% portion v	vill be us	ed to supple	ement Sprii	ng (A) flow	within		CLAIMED 2	.54 ACRES.	
the samerot	ation schedule	or said sp	ring (A) a	s applied t	to Proofs	V-06322,	V-06325, 1	V-06326, V	′-06327, \	/-06328, \	/-06329, \	V-063	30, V-0633	1, V-06333	V-06334	, V-07486,	V-09264,\	′-09265, V	-09266 and		K - LOT 6 ON THE	SUPPORTING N	MAP.
V-09270. Re	efer to Table 8 f	or the distr	ibution ta	ıble as it p	ertains to	the 60%	/40% divisi	on of the in	rigation w	ater from	Unnamed	Sprir	ng (D).							DO	UGLAS COUNTY	APN 1219-26-00	1-029.

PROOF NO.		CLAIMA	NT			sou	JRCE			PC	DINT(S) O	F DI	IVERSION			YE	ARLY: PE			JRPOSE &	FLOW CFS	DUTY ACFT./ ACRE		TOTAL ACFT.
-																T			1		I	T	1	
V-06326	JEA	NNE C. N	ELSON			MILLER	CREEK				* MILLE	RC	REEK			AP	R.1 TO O	CT. 15	IR	RIGATION	* 0.065	* 2.71		6.78
	RE\	OCABLE	TRUST				SPRING (A SPRING (T.12N., R.1 4"E. 1,982.6			JAI	N. 1 TO D	EC.31	D	OMESTIC 1853	** 0.016	** 4.00		10.00
								(-)					AID SECTI				-				-	day rotation for Gr	een Acre	s water users and
										**	IINNAME	ח או	PRING (A)			a 10 uay	TOTATION	ioi ille Sc	JSSa Raill	il every 14 day	5.	1	1	
										NE¼NV	V¼ SEC.	26, 1	T.12N., R.1 B"E. 2,614.0			Unname	d Spring ((A) is the	same water	er source as Ja	ckson Spring	"A" under Proof V	06342.	
													AID SECTI											
													PRING (D)				-			-				or 40% of the balance
													T.12N., R.1 14"E. 3,508			of the flo	w after th	e first 1.5	cfs is del	ivered to Claim:	V-06321, V	-06323 and V-088	50.	
													AID SECTI											
							40	PLACE	OF USE	_										ACRES PER SECTION		REM	MARKS	
											1						· . · . · .				ı			
SECTION	TOWN- SHIP	RANGE	NE	NW N	sw	SE	NE	NW N	w sw	SE	NE	-	sw nw	sw	SE	NE	NW	S E SW	SE	· <u>.</u>	STOCKW	ATER IS ALSO RE FINAL ORDER O		ED, SEE SEC. XII OF
24	T. 12 N., R	. 19 E.	X	×		- 02	1	1				+				1		0,,	02	2.50	TH	IE TOTAL COMBI	NED DU	TY OF WATER
		i i									и					TOTAL	ACRES A	LLOTTED	1	2.50	SF	ALL NOT EXCEE	D 4.0 AC	RE-FEET PER
																					AC	RE FROM ANY A	ND/OR A	LL SOURCES.
INTERNALL ***The first 1	OM UNNAMED Y AS PER COU 1.50 cfs from Ur the north, that f	JRT ORD	pring (D)	D DECEM	BER 24,	2013 (CAS	SE NO.: 08	3-CV0363-	E) 350. Flow	in Excess	s of 1.50 c	ofs si	shall be divi	ded in	a 60%/4	0% split, v	vith 40% t	peing rout	ed through	n the	PROOF 813	SUPERCEDES P 6, "MILLER CREE	ERMIT 24 K", AND NNAMED	CREEK", ON THE
the samerot	ation schedule efer to Table 8 f	for said sp	oring (A) a	s applied t	to Proofs	V-06322,	V-06325, \	v-06326, V	-06327,	V-06328, \	V-06329, \	V-06	5330, V-063									X - LOT 5 ON THI DUGLAS COUNTY	E SUPPO	RTING MAP.

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PROOF NO.	CLAIMANT	SOURCE		PC	DINT(S) O	F DIVERSI	ON		YEA	RLY: PER OF USE	IOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
		T							1					П	ı	
V-06327	SHEA FAMILY TRUST DATED	MILLER CREEK,			* MILLE	R CREEK			APR	.1 TO OCT	T. 15	IRRI	GATION	* 0.128	* 2.71	13.28
	MAY 10, 1996	UNNAMED SPRING (A) &				26, T.12N.,			JAN	. 1 TO DEC	0.31		MESTIC	** 0.030	** 4.00	19.60
		UNNAMED SPRING (D)				7'34"E. 1,9 F SAID SE						es that Mill	er Creek is s every 14 day	ubject to a 4 d		Acres water users and
				**	UNNAME	SPRING	(A)		j							
				M.D.B.&	M., S.65°2	26, T.12N., 0'28"E. 2,6 F SAID SE	14.06 FT.	ı.	Unnamed	Spring (A)) is the sa	me water :	source as Ja	ckson Spring "	A" under Proof V06:	342.
						D SPRING 26, T.12N.,				-			-		om Unnamed Spring 6323 and V-08850.	(D) for 40% of the balance See Section V.
							,508 FT. CTION 26									
			ACE OF U										ACRES PER SECTION		REMA	RKS
	TOWN- RANGE	<u></u> }-1-1-1-1-1 1-1-1-1-1-	N W		W: • : • :	s				S		1		ı		
SECTION	TOWN- RANGE NE NW	SW SE NE N			NE	NW S	sw	SE	NE	NW	sw	SE			TER IS ALSO RECO FINAL ORDER OF D	OGNIZED, SEE SEC. XII OF DETERMINATION
	T. 12 N., R. 19 E. T. 12 N., R. 19 E. X								TOTAL A	CRES ALL	OTTED.	Х	4.90	SHA	ALL NOT EXCEED 4	D DUTY OF WATER 1.0 ACRE-FEET PER /OR ALL SOURCES.
INTERNALL	OM UNNAMED SPRING(A) IS SUBJECT TO Y AS PER COURT ORDER DATED DECEM .50 cfs from Unnamed Spring (D) is allocate	MBER 24, 2013 (CASE NO.: 08-CVC et d to Proofs V-06321, V-06323 and	363-E) V-08850. FI	ow in Exces:	s of 1.50 c	fs shall be	divided in	a 60%/40	0% split, wi	th 40% bei	ing routed	I through th	he	PROOF S 8136 CERTIF	UPERCEDES PER "MILLER CREEK", ICATE 8137, "UNNA CLAIMED 4.9	
the samerota	the north, that flows beneath Foothill Road to ation schedule for said spring (A) as applied fer to Table 8 for the distribution table as it p	to Proofs V-06322, V-06325, V-063	26, V-0632	7, V-06328, ¹	V-06329, V	/-06330, V-	-06331, V									SUPPORTING MAP. PN 1219-23-002-012.

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							DUTY	
PROOF	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD	PURPOSE &	FLOW	ACFT./	TOTAL
NO.				OF USE	PRIORITY	CFS	ACRE	ACFT.
V-06328	WAYNE A. & SHARRON W. CURRIE	MILLER CREEK,	* MILLER CREEK	APR.1 TO OCT. 15	IRRIGATION	* 0.145	* 2.71	15.04
		UNNAMED SPRING (A) &	NE¼NW¼ SEC. 26, T.12N., R.19E.,	JAN. 1 TO DEC.31	DOMESTIC	** 0.034	** 4.00	22.20
	PAUL D. & ELLEN MARIENTHAL	UNNAMED SPRING (D)	M.D.B.&M., S.82°27'34"E. 1,982.63 FT.		1853	***	***	***
			FROM NW COR. OF SAID SECTION 26.	The State Engineer determine	es that Miller Creek is s	ubject to a 4 da	y rotation for Green A	Acres water users and
				a 10 day rotation for the Scos	sa Ranch every 14 day	S.		
			** UNNAMED SPRING (A)					
			NE¼NW¼ SEC. 26, T.12N., R.19E.,	Unnamed Spring (A) is the sa	me water source as Ja	ckson Spring "/	\" under Proof V0634	2.
			M.D.B.&M., S.65°20'28"E. 2,614.06 FT.					
			FROM NW COR. OF SAID SECTION 26.					
			***UNNAMED SPRING (D)	The State Engineer determine	es that a vested right is	established fro	m Unnamed Spring (I	D) for 40% of the balance
			SE¼NW¼ SEC. 26, T.12N., R.19E.,	of the flow after the first 1.5 c	fs is delivered to Claim:	V-06321, V-0	5323 and V-08850. S	ee Section V.
			M.D.B.&M., S.47°37'14"E. 3,508 FT.					
			FROM NW COR. OF SAID SECTION 26.					
						1		
					ACRES			
			E OF USE		PER		REMARK	(S
		40 ACRE D	ESCRIPTIONS		SECTION			
SECTION	TOWN- RANGE	E: : : : : : : : : : : : : : : : : N	.w.:s.w	SE SE	*****	07000001		
SECTION	SHIP NE NW	SW SE NE NW		E NE NW SW	SE		INAL ORDER OF DE	SNIZED, SEE SEC. XII OF TERMINATION
24	T. 12 N., R. 19 E.	JW JE NE NW		X NE NW SW	5.55		TOTAL COMBINED	
2.7	1. 12 W., N. 17 E.	<u> </u>		TOTAL ACRES ALLOTTED	5.55	1	LL NOT EXCEED 4.0	
				TOTAL ACICLO ALLOTTED	3.33	<u> </u>	E FROM ANY AND/C	
VATED ED	OM HINNAMED SPRING(A) IS SUBJECT TO	A POTATION SCHEDILLE IMPOSED	BY THE STATE ENGINEER IF INVOLVED PARTIES O	ANNOT REACH AN AGREEMENT	ON A SCHEDULE			ERMINES THAT THIS
	Y AS PER COURT ORDER DATED DECEM			ANNO I REACH AN AGREEMENT	ON A SCHEDULE			T 24525. CERTIFICATE
							"MILLER CREEK", A	
					d ale and the a			MED CREEK", ON THE
**The first 1	50 cfs from Unnamed Spring (D) is allocate	id to Proofs V-06321 V-06323 and V-09	950. Flow in Evages of 1.50 are shall be divided in a 40					
	, , ,		850. Flow in Excess of 1.50 cfs shall be divided in a 60		9	CERTIFI		
liversion to	the north, that flows beneath Foothill Road t	the east and directs water through the	"Bisecting Ditch" under claim V-08850. The 40% portio	n will be used to supplement Spring	(A) flow within		CLAIMED 5.55	ACRES.
diversion to the samerota	the north, that flows beneath Foothill Road t	the east and directs water through the to Proofs V-06322, V-06325, V-06326, V	*Bisecting Ditch* under claim V-08850. The 40% portio V-06327, V-06328, V-06329, V-06330, V-06331, V-063	n will be used to supplement Spring	(A) flow within	Х -		ACRES. IPPORTING MAP.

														DUTY	
PROOF	CLAIMANT	SOURCE			PO	INT(S) OF	DIVERSION		YEA	RLY: PERIOD		OSE &	FLOW	ACFT./	TOTAL
NO.										OF USE	PRIC	RITY	CFS	ACRE	ACFT.
	Г								1		1			1	1
01000	BANKS 1 4 ANNE	AWU 50 0055	-14				00554		100	4.70.007.45	IDDIO	171011	10101	10.74	4445
-06329	DAVID J. & ANNE	MILLER CREE	· ·			* MILLER				.1 TO OCT. 15	_	ATION	* 0.136	* 2.71	14.15
	DELLA ROSA	UNNAMED SPRING					, T.12N., R.19E		JAN.	. 1 TO DEC.31		ESTIC	** 0.032	** 4.00	20.88
		UNNAMED SPRIN	NG (D)				34"E. 1,982.63					53	***		
		FROM NW COR. OF SAID SECTION 26.								-			-	ay rotation for Gree	n Acres water users and
		a 10 day rotation for the "UNNAMED SPRING (A)								otation for the Sco	ossa Ranch e	very 14 day	S.		
			<u> </u>								1			1	
		NE¼NW¼ SEC. 26, T.12N., R.19E.,							Unnamed	Spring (A) is the	same water s	ource as Ja	ckson Spring ".	A" under Proof V06	342.
			M.D.B.&M., S.65°20'28"E. 2,614.06 FT. FROM NW COR. OF SAID SECTION 26.												
				FF	ROM NW	COR. OF	SAID SECTION	1 26.							
			-											<u>l</u>	
						JNNAMED	SPRING (D)		The State	Engineer determi	ines that a ve	sted right is	established fro	om Unnamed Sprin	g (D) for 40% of the bala
					SE¼NW	'¼ SEC. 2€	, T.12N., R.19E	.,	of the flow	v after the first 1.5	cfs is deliver	ed to Claims	V-06321, V-0	06323 and V-08850	. See Section V.
					M.D.B.&	M., S.47°3	7'14"E. 3,508 F	Γ.							
				FF	ROM NW	COR. OF	SAID SECTION	126.							
													1		
												ACRES			
				OF USE								PER		REMA	RKS
			40 ACRE DE	SCRIPTIO	ONS							SECTION			
-OTION	Town DANGE !	····		,			C 107								OGNIZED, SEE SEC. XI
CTION			N V				S W			S E					DETERMINATION
	SHIP NE	NW SW SE NE		sw	SE	NE	NW SV		NE	NW SW	SE	F 22	F	INAL ORDER OF	
									NE	NW SW	SE	5.22	THE	TOTAL COMBINE	ED DUTY OF WATER
ECTION 24	SHIP NE						NW SV		NE		SE	5.22 5.22	THE Sha	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED	ED DUTY OF WATER 4.0 ACRE-FEET PER
24	SHIP NE T. 12 N., R. 19 E. Image: New York of the control of th	NW SW SE NE	E NW	sw	SE	NE	NW SV	' SE	NE TOTAL A	NW SW	SE		THE Sha Ace	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY AND	ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES.
24 ≥ 5.22 ac	SHIP NE T. 12 N., R. 19 E. cres listed as the place of use of this s	NW SW SE NE	E NW	sw son the wes	SE SE St bounda	NE NE	NW SV	SE 19-290-15.	NE TOTAL A	NW SW CRES ALLOTTED	SE	5.22	THE SHA ACF THE ST	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY AND ATE ENGINEER D	ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS
24 5.22 ac	SHIP NE T. 12 N., R. 19 E. cres listed as the place of use of this R COM UNNAMED SPRING(A) IS SUBJ	NW SW SE NE	ement located of	SW On the wes	SE SE St bounda	NE NE	NW SV	SE 19-290-15.	NE TOTAL A	NW SW CRES ALLOTTED	SE	5.22	THE SHA ACF THE ST PROOF S	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY AND ATE ENGINEER D SUPERCEDES PER	ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICA
24 5.22 ac TER FR ERNALL	SHIP NE T. 12 N., R. 19 E. cres listed as the place of use of this property of the place of use of use of the place of use of u	NW SW SE NE proof includes a sixty (60) foot ease ECT TO A ROTATION SCHEDUL DECEMBER 24, 2013 (CASE NO	ement located of E IMPOSED B'	SW pon the wesey THE ST/	SE st bounda ATE ENG	NE Bry of Doug	NW SV X las County API INVOLVED PA	SE 19-290-15.	NE TOTAL AC	NW SW CRES ALLOTTED	SE SE	5.22 EDULE	THE SHA ACF THE ST PROOF S 8136,	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY AND ATE ENGINEER D SUPERCEDES PER "MILLER CREEK"	ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICA , AND PERMIT 24526,
24 5.22 ac TER FR ERNALL	SHIP NE T. 12 N., R. 19 E. cres listed as the place of use of this grown UNNAMED SPRING(A) IS SUBJLY AS PER COURT ORDER DATED 1.50 cfs from Unnamed Spring (D) is	oroof includes a sixty (60) foot ease ECT TO A ROTATION SCHEDUL DECEMBER 24, 2013 (CASE NO allocated to Proofs V-06321, V-06	ement located of E IMPOSED BY 1: 08-CV0363-E 1323 and V-088!	SW Pon the wese of THE ST/	SE st bounda ATE ENG	NE Arry of Doug GINEER IF	NW SV A Ias County API INVOLVED PA shall be divide	19-290-15. RTIES CANI	NE TOTAL AG	NW SW CRES ALLOTTED H AN AGREEMEN th 40% being route	SE SE STATE ON A SCH	5.22 EDULE	THE SHA ACF THE ST PROOF S 8136,	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY AND ATE ENGINEER D SUPERCEDES PER , "MILLER CREEK" ICATE 8137, "UNN	ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICA , AND PERMIT 24526, AMED CREEK*, ON TH
24 STER FR ERNALL The first ersion to	SHIP T. 12 N., R. 19 E. Cres listed as the place of use of this grown UNNAMED SPRING(A) IS SUBJEY AS PER COURT ORDER DATED 1.50 cfs from Unnamed Spring (D) is the north, that flows beneath Footbill	oroof includes a sixty (60) foot ease ECT TO A ROTATION SCHEDUL DECEMBER 24, 2013 (CASE NO allocated to Proofs V-06321, V-06 Road to the east and directs water	E NW Lement located of LE IMPOSED BY L: 08-CV0363-E of 323 and V-088! or through the "E"	SW Don the wese Y THE STA	SE St bounda ATE ENG Ditch" und	NE ary of Doug GINEER IF of 1.50 cfs der claim V	NW SV A Las County APP INVOLVED PA shall be divide -08850. The 40	SE 19-290-15. RTIES CANI d in a 60%/4 % portion wil	NE TOTAL AC NOT REACI 0% split, wi	NW SW CRES ALLOTTED H AN AGREEMEN th 40% being route supplement Sprin	SE S	5.22 EDULE	THE SHA ACF THE ST PROOF S 8136. CERTIF	FINAL ORDER OF I E TOTAL COMBINE ALL NOT EXCEED RE FROM ANY AND ATE ENGINEER D SUPERCEDES PER , "MILLER CREEK" ICATE 8137, "UNN CLAIMED 5.	ED DUTY OF WATER 4.0 ACRE-FEET PER DIOR ALL SOURCES. ETERMINES THAT THIS RMIT 24525, CERTIFICA , AND PERMIT 24526, AMED CREEK*, ON THI 22 ACRES.
e 5.22 ac ATER FR TERNALL The first version to e samerot	SHIP NE T. 12 N., R. 19 E. cres listed as the place of use of this grown UNNAMED SPRING(A) IS SUBJLY AS PER COURT ORDER DATED 1.50 cfs from Unnamed Spring (D) is	oroof includes a sixty (60) foot ease ECT TO A ROTATION SCHEDUL DECEMBER 24, 2013 (CASE NO allocated to Proofs V-06321, V-06 Road to the east and directs water applied to Proofs V-06322, V-063	ement located of Emposed By 1:08-CV0363-E MPOSED By 1:08-CV0362-E MPOSED By 1:	SW SW Son the wese THE ST/) 50. Flow in Considerating Considerating Consideration Cons	SE St bounda ATE ENG n Excess Ditch" und	NE Bry of Doug GINEER IF of 1.50 cfs der claim V	NW SV las County APP INVOLVED PA shall be divide -08850. The 40 06330, V-0633	SE 19-290-15. RTIES CANI d in a 60%/4 % portion wil	NE TOTAL AC NOT REACI 0% split, wi	NW SW CRES ALLOTTED H AN AGREEMEN th 40% being route supplement Sprin	SE S	5.22 EDULE	THE STA	ETNAL ORDER OF A ETOTAL COMBINE ALL NOT EXCEED REFROM ANY AND ATE ENGINEER D UPERCEDES PER , "MILLER CREEK" ICATE 8137, "UNN CLAIMED 5." - LOT 14 ON THE	ED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES. ETERMINES THAT THIS MIT 24525, CERTIFICA' , AND PERMIT 24526, AMED CREEK', ON THE

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PROOF NO.		CLAIMA	NT			SOL	JRCE			PC	INT(S) OF	DIVERS	SION		YEA	RLY: PE OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06330	GARY B.	AND CLAUI	DIA A. CA	STEEL		MILLER	CREEK,				* MILLER	CREEK			APR	.1 TO OC	T. 15	IRRIC	GATION	* 0.133	* 2.71	13.77
					UN	INAMED S	SPRING (A	A) &		NE¼NW	/¼ SEC. 2	6, T.12N	., R.19E.,		JAN	. 1 TO DE	EC.31	DOM	MESTIC	** 0.032	** 4.00	20.32
					U	NNAMED	SPRING	(D)		M.D.B.&N	Л., S.82°2	7'34"E. 1,	982.63 FT.					1	853	***	***	***
										FROM NV	/ COR. OF	SAID S	ECTION 26			-			er Creek is su every 14 day:	-	ay rotation for Gree	n Acres water users and
											JNNAME	SPRING	G (A)									
					NE¼NW	/¼ SEC. 2	6, T.12N	., R.19E.,		Unnamed	Spring (/	A) is the sa	me water s	source as Jac	kson Spring ".	A" under Proof V06	342.					
		M.D.B.&M., S.65°20′28°E. 2,614.06 FT.																				
										FROM NV	/ COR. OF	SAID S	ECTION 26									
							FROM NW COR. OF SAID SECTION 26. ""UNNAMED SPRING (D) The State Engineer determines that a volume of the state of the st									ested right is	established fro	om Unnamed Sprin	g (D) for 40% of the balance			
										SE¼NW	/¼ SEC. 2	6, T.12N	., R.19E.,		of the flo	v after the	e first 1.5 c	fs is delive	red to Claims	V-06321, V-0	6323 and V-08850	See Section V.
										M.D.B.8	M., S.47°	37'14"E.	3,508 FT.									
										FROM NV	/ COR. OF	SAIDS	ECTION 26									
								DI ACI	E OF USE										ACRES PER		REMA	DVS
							40		ESCRIPT										SECTION		KEWA	NN3
ECTION	TOWN-	RANGE		N.	<u>.</u>		ļ · · · · ·	N	w		ļ · . · . ·		S.W	• . • . •			E:::	• • • • • •		STOCKWA	TED IS ALSO DEC	OGNIZED, SEE SEC. XII (
LOTION	SHIP	KANGE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE			INAL ORDER OF	
23	T. 12 N.,	R. 19 F.																X		THE	TOTAL COMBINE	D DUTY OF WATER
	T. 12 N.,												Х									4.0 ACRE-FEET PER
25		R. 19 E.						Х												ACR	E FROM ANY AND	O/OR ALL SOURCES.
26	T. 12 N.,	R. 19 E.	Х																	THE ST	ATE ENGINEER D	ETERMINES THAT THIS
		TOTAL ACRES ALLOTTED										5.08	PROOF S	UPERCEDES PER	MIT 24525, CERTIFICATE							
																				8136,	"MILLER CREEK"	, AND PERMIT 24526,
		ED SPRING	(A) IS SUE	вјест то	A ROTA	TION SCH	IEDULE II	MPOSED I	BY THE S	TATE EN	GINEER IF	INVOLV	'ED PARTI	ES CANN	OT REAC	H AN AG	REEMENT	ON A SCI	HEDULE	CERTIF	CATE 8137, "UNN	AMED CREEK", ON THE
ATER FR	OM UNNAME			D DECEM	BER 24,	2013 (CAS	SE NO.: 0	B-CV0363	-E)												CLAIMED 5.0	08 ACRES.
	OM UNNAME Y AS PER C		ER DATE	D DECEM					OEU Elow	in Excess	of 1.50 cf	s shall be	e divided in	a 60%/40)% split, w	ith 40% b	eing routed	d through th	ne	Х	LOT CONTUE	
TERNALL		OURT ORD			d to Proof	s V-06321	I, V-06323	and v-08	1000. I 10W												- LUI O UN INE 3	SUPPORTING MAP.
TERNALL The first	Y AS PER C	OURT ORD	pring (D)	is allocated							der claim \	/-08850.	The 40% p	ortion will	be used to	supplem	nent Spring	(A) flow w	ithin	DOL		SUPPORTING MAP. PN 1219-23-002-014.
TERNALL *The first oversion to	Y AS PER C	Unnamed S at flows bene	pring (D) eath Footh	is allocated	the east	and direct	s water th	rough the	"Bisecting	Ditch" un										DOL		
TERNALL The first for the first to the first for the first	Y AS PER C 1.50 cfs from the north, tha	OURT ORD Unnamed S at flows beneated for said selections.	opring (D) eath Footh pring (A) a	is allocated nill Road to as applied t	the east to Proofs	and direct	s water th V-06325,	rough the V-06326, \	"Bisecting V-06327, \	Ditch" un	′-06329, V	-06330, \	V-06331, V							DOL		

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PROOF NO.		CLAIMA	NT			SOL	JRCE			PC	DINT(S) C	OF DIVER:	SION		YEA	ARLY: PE OF USE			POSE & IORITY	FLOW CFS	ACFT./ ACRE	TOTAL ACFT.
V-06331	BAI	RTHOLOME	W FAMIL	Y		MILLER	CREEK,				* MILLE	ER CREEK	(APF	R.1 TO OC	T. 15	IRRI	GATION	* 0.128	* 2.71	13.22
		TRUST UNNAMED SPRING (A) & NEWNWW SEC. 26, T.12N., R.19E., JAN. 1 TO DEC.31											C.31	DO	MESTIC	** 0.030	** 4.00	19.52				
	UNNAMED SPRING (D) M.D.B.&M., S.82*27'34"E. 1,982.63 FT.														1853	***	***	***				
												e Enginee	r determin	es that Mil	ler Creek is s	ubject to a 4 d	ay rotation for Gre	een Acres water users and				
		a 10 day rotation for the Scossa Ranch											every 14 day	/S.								
		"UNNAMED SPRING (A)																				
										d Spring (/	A) is the sa	ame water	source as Ja	ckson Spring "	'A" under Proof V	06342.						
		M.D.B.&M., S.65°20'28"E. 2,614.06 FT. FROM NW COR. OF SAID SECTION 26.																				
										ECTION 2	6.											
	****UNNAMED SPRING (D)										The State	e Enginee	r determin	es that a v	ested right is	established from	om Unnamed Spr	ing (D) for 40% of the balance				
										SE¼NV	V¼ SEC.	26, T.12N	., R.19E.,		of the flo	w after the	e first 1.5 c	fs is delive	ered to Claim	s V-06321, V-0	06323 and V-0885	0. See Section V.
										M.D.B.	&M., S.47	°37'14"E.	3,508 FT.									
										FROM NV	W COR. C	OF SAID S	ECTION 2	6.								
									l .						1			I .				
	ACRES PLACE OF USE PER																					
							40	PLAC											PER		REM	IARKS
								ACRE D	ESCRIPT	IONS											REM	IARKS
SECTION	TOWN-	RANGE		::::Ņ			1::::	ACRE D	ESCRIPT	IONS	1 -		s.w				E::::		PER	1	ATER IS ALSO RE	ECOGNIZED FOR 6 HEAD OF
	SHIP		NE NE	NW	E SW	SE		ACRE D	ESCRIPT	IONS	NE	NW	sw	SE	i · i · i	· · · · · · · · · · · · · · · · · · ·	E SW	SE	PER	1	ATER IS ALSO RI CK, SEE SEC. XI	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF
24	SHIP T. 12 N.,	R. 19 E.					1::::	NW	ESCRIPT	IONS	1 -								PER	LIVESTO	ATER IS ALSO RI CK, SEE SEC. X DETERI	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION
	SHIP T. 12 N.,						1::::	ACRE D	ESCRIPT	IONS	1 -		sw		NE	NW	sw		PER SECTION	LIVESTO	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBII	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION NED DUTY OF WATER
24	SHIP T. 12 N.,	R. 19 E.					1::::	NW	ESCRIPT	IONS	1 -		sw		NE		sw		PER	LIVESTO THE SHA	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBII ALL NOT EXCEE	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 4.0 ACRE-FEET PER
24 25	SHIP T. 12 N., T. 12 N.,	R. 19 E. R. 19 E.	NE	NW	SW	SE	NE	NW X	SW	SE	NE	NW	X	SE	NE TOTAL A	NW ACRES AL	SW	SE	PER SECTION	LIVESTO THE SHA	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBII ALL NOT EXCEE RE FROM ANY AI	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 4.0 ACRE-FEET PER ND/OR ALL SOURCES.
24 25 WATER FR	SHIP T. 12 N.,	R. 19 E. R. 19 E.	NE (A) IS SUE	NW NW	SW SW	SE TION SCH	NE NE	NW X	SW SW	SE	NE	NW	X	SE	NE TOTAL A	NW ACRES AL	SW	SE	PER SECTION	LIVESTO THE SHA ACF	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBII ALL NOT EXCEE RE FROM ANY AI ATE ENGINEER	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 4.0 ACRE-FEET PER ND/OR ALL SOURCES. DETERMINES THAT THIS
24 25 WATER FR	SHIP T. 12 N., T. 12 N., ROM UNNAMI	R. 19 E. R. 19 E. ED SPRING	NE (A) IS SUE	NW BJECT TO D DECEM	SW A ROTA BER 24.	TION SCH	NE NE HEDULE IM	NW X	SW SW BY THE S	STATE EN	NE GINEER I	IF INVOL	X X /ED PART	SE	NE TOTAL A	NW ACRES AL	SW	SE T ON A SC	PER SECTION 4.88	LIVESTO THE SHA ACF THE ST PROOF S	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBII ALL NOT EXCEE RE FROM ANY AI ATE ENGINEER SUPERCEDES PE	ECOGNIZED FOR 6 HEAD OF LOF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 40 ACRE-FEET PER ND/OR ALL SOURCES. DETERMINES THAT THIS ERMIT 24525, CERTIFICATE
24 25 WATER FR INTERNALI	T. 12 N., T. 12 N., T. 12 N., OM UNNAMI LY AS PER C	R. 19 E. R. 19 E. ED SPRINGI COURT ORD	(A) IS SUBPER DATE	BJECT TO D DECEM	A ROTA BER 24,	TION SCH 2013 (CAS	NE REDULE IN SE NO: 08	NW NW X MPOSED B-CV0363	SW SW BY THE S	SE SE STATE EN	GINEER I	IF INVOLV	SW X /ED PART	SE TIES CANN	NE TOTAL A OT REAC	NW ACRES AL CH AN AG	SW LOTTED REEMENT	T ON A SC	PER SECTION 4.88 HEDULE	THE ST PROOF S	ATER IS ALSO RI CK, SEE SEC. XI DETER! E TOTAL COMBII ALL NOT EXCEE RE FROM ANY A! ATE ENGINEER SUPERCEDES PE , "MILLER CREE!	ECOGNIZED FOR 6 HEAD OF LOF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 40 ACRE-FEET PER ND/OR ALL SOURCES. DETERMINES THAT THIS ERMIT 24525, CERTIFICATE **, AND PERMIT 24526,
24 25 WATER FR INTERNALI	T. 12 N., T. 12 N., T. 12 N., COM UNNAMILY AS PER C	R. 19 E. R. 19 E. ED SPRINGCOURT ORD Unnamed Sat flows benea	(A) IS SUBPER DATE	BJECT TO D DECEM is allocate	O A ROTA MBER 24, d to Proo	TION SCH 2013 (CAS fs V-06321 and direct	NE NE NE NE NE NO: 08	NW NW X MPOSED B-CV0363 & and V-08 rough the	BY THE S -E) 8850. Flowwrights	SE SE STATE EN	GINEER I	IF INVOLV	SW X /ED PART e divided in The 40% p	SE IES CANN n a 60%/40 portion will	NE TOTAL A OT REAC	NW ACRES AL CH AN AG with 40% be so supplem	SW LOTTED REEMENT eing routed nent Spring	T ON A SC	PER SECTION 4.88 HEDULE he	THE ST PROOF S	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBII ALL NOT EXCEE RE FROM ANY AI ATE ENGINEER SUPERCEDES PE , "MILLER CREEI ICATE 8137, "UN	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 4.0 ACRE-FEET PER ND/OR ALL SOURCES. DETERMINES THAT THIS ERMIT 24525, CERTIFICATE (*, AND PERMIT 24526, NAMED CREEK*, ON THE
24 25 WATER FR INTERNALI ***The first diversion to the samerol	T. 12 N., T. 12 N., T. 12 N., COM UNNAMI LY AS PER C. 1.50 cfs from the north, the	R. 19 E. R. 19 E. ED SPRINGI COURT ORD Unnamed S at flows beneale for said sp	NE (A) IS SUE DER DATE Spring (D) eath Footh	NW BJECT TO D DECEN is allocate iil Road to	SW O A ROTA BER 24, d to Proof to Proofs	TION SCH 2013 (CAS fs V-06321 and direct V-06322,	NE NE MEDULE IN SE NO:: 08 I, V-06323 s water thi V-06325, '	NW NW X MPOSED B-CV0363 a and V-08 rough the V-06326, 'V-06326, '	BY THE S -E) 8850. Flow "Bisecting	SE STATE EN I DItch" un V-06328, "V-06328,"	GINEER I	IF INVOLV	SW X /ED PART e divided in The 40% p	SE IES CANN n a 60%/40 portion will	NE TOTAL A OT REAC	NW ACRES AL CH AN AG with 40% be so supplem	SW LOTTED REEMENT eing routed nent Spring	T ON A SC	PER SECTION 4.88 HEDULE he	LIVESTO THE SHA ACF THE ST PROOF S 8136 CERTIF	ATER IS ALSO RECEIVED AND ATER IS ALSO RECEIVED AND ANY	ECOGNIZED FOR 6 HEAD OF LOF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 4.0 ACRE-FEET PER ND/OR ALL SOURCES. DETERMINES THAT THIS ERMIT 24525, CERTIFICATE (*, AND PERMIT 24526, NAMED CREEK*, ON THE 4.88 ACRES.
24 25 WATER FR INTERNALI ***The first diversion to the samerol	T. 12 N., T. 12 N., T. 12 N., COM UNNAMILY AS PER C	R. 19 E. R. 19 E. ED SPRINGI COURT ORD Unnamed S at flows beneale for said sp	NE (A) IS SUE DER DATE Spring (D) eath Footh	NW BJECT TO D DECEN is allocate iil Road to	SW O A ROTA BER 24, d to Proof to Proofs	TION SCH 2013 (CAS fs V-06321 and direct V-06322,	NE NE MEDULE IN SE NO:: 08 I, V-06323 s water thi V-06325, '	NW NW X MPOSED B-CV0363 a and V-08 rough the V-06326, 'V-06326, '	BY THE S -E) 8850. Flow "Bisecting	SE STATE EN I DItch" un V-06328, "V-06328,"	GINEER I	IF INVOLV	SW X /ED PART e divided in The 40% p	SE IES CANN n a 60%/40 portion will	NE TOTAL A OT REAC	NW ACRES AL CH AN AG with 40% be so supplem	SW LOTTED REEMENT eing routed nent Spring	T ON A SC	PER SECTION 4.88 HEDULE he	LIVESTO THE SHA ACF THE ST PROOF S 8136. CERTIF	ATER IS ALSO RI CK, SEE SEC. XI DETERI E TOTAL COMBIN ALL NOT EXCEE EF FROM ANY AI ATE ENGINEER SUPERCEDES PE , "MILLER CREEI ICATE 8137, "UN CLAIMED - C-LOT 9 ON THE	ECOGNIZED FOR 6 HEAD OF I OF THE FINAL ORDER OF MINATION NED DUTY OF WATER D 4.0 ACRE-FEET PER ND/OR ALL SOURCES. DETERMINES THAT THIS ERMIT 24525, CERTIFICATE (*, AND PERMIT 24526, NAMED CREEK*, ON THE

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PROOF NO.	CLA	IMANT			SOUF	RCE			PC	INT(S) OF	DIVERS	SION			RLY: PEF OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06332	Yanr	GAINES			MILLER (CREEK			M.D.B.&N		6, T.12N 7'34"E. 1,			JAN The State	Ü	C.31	DON 1 es that Mill	GATION MESTIC 853 er Creek is su	*	* 2.71 by rotation for Green	6.88 n Acres water users and
CECTION	TOWN LOANS	F1+1+1+1					ACRE DI			H:-:-:	-1-1-			11-1-1	-1-1-2			ACRES PER SECTION	CTO OVAL	REMA	
26	TOWN-SHIP T. 12 N., R. 19	NE E.	NW X	SW	SE	NE X	NW NW	w Sw	SE	NE NE	NW	sw	SE	NE TOTAL A	NW	SW LOTTED	SE	2.54 2.54	F THE SHA ACR THE STA PROOF S 8136, "MILLI	INAL ORDER OF E TOTAL COMBINE LL NOT EXCEED 4 E FROM ANY AND ATE ENGINEER DE JPERCEDES PER LER CREEK*, ON T - LOT 2 ON THE S	OCNIZED, SEE SEC. XII OF DETERMINATION D DUTY OF WATER 40 ACRE-FEET PER 1/OR ALL SOURCES. ETERMINES THAT THIS MIT 24525, CERTIFICATE THE CLAIMED 2.54 ACRES. UPPORTING MAP. PN 1219-26-001-033.

PROOF NO.		CLAIMA	NT			sol	JRCE			PC	OINT(S) O	F DIVERS	SION		YEA	RLY: PE			IRPOSE &	FLOW CFS		DUTY ACFT./ ACRE		OTAL CFT.
															1					1			1	
V-06333	KEVIN J	& LINDA N	/ O'CONI	VELL		MILLER	CREEK.				* MILLE	R CREEK			APR	2.1 TO OC	T. 15	IR	RIGATION	* 0.13)	* 2.71		13.50
					UN		SPRING (A	N) &		NE¼NV	/¼ SEC. 2					. 1 TO DE		_	OMESTIC	** 0.03		** 4.00		19.92
					U	NNAMED	SPRING	(D)		M.D.B.&N	Л., S.82°2	7'34"E. 1,	982.63 FT						1853	***		***		***
										FROM NV	COR. O	F SAID S	ECTION 2	6.	The State	e Enginee	r determ	ines that N	Miller Creek is	subject to a	4 day	rotation for Gree	n Acres water	users and
															a 10 day	rotation fo	or the Sc	ossa Rand	ch every 14 d	ays.			1	
											UNNAMEI												1	
											/¼ SEC. 2				Unname	Spring (A) is the	same water	er source as .	ackson Spri	ng "A"	under Proof V0	342.	
													614.06 FT ECTION 2											
												07110 0	201101121	·										
									****UNNAMED SPRING (D) The State Engineer determines that a vested rigit												d from	Unnamed Sprin	g (D) for 40%	of the balance
										SE¼NV	/¼ SEC. 2	26, T.12N	., R.19E.,		of the flo	w after the	e first 1.5	cfs is deli	vered to Clai	ns V-06321,	V-063	23 and V-08850	See Section	V.
											&M., S.47°													
										FROM NV	/ COR. O	F SAID S	ECTION 2	6.										
															I								I	
							40	PLACE ACRE DI	OF USE	-									ACRES PER SECTION	I		REMA	ARKS	
SECTION	TOWN-	RANGE		N	<u>.</u>	. : - : - :	n · · · · ·		w		ı · · · · ·		S-W		n · · · · ·			•:•:•:	٠.	CTOCK	14/A T.E.	R IS ALSO REC	OCNIZED C	E CEC VII OF
SECTION	SHIP	KANGE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	1	31000		IAL ORDER OF		
23	T. 12 N., F	R. 19 E.					Ï				Ï				i i			Х			THE T	OTAL COMBINI	ED DUTY OF \	WATER
26	T. 12 N., F	R. 19 E.	Х																		SHALL	NOT EXCEED	4.0 ACRE-FE	ETPER
															TOTAL A	CRES AL	LOTTE)	4.9	18	ACRE	FROM ANY AN	D/OR ALL SO	URCES.
INTERNALL	OM UNNAMED Y AS PER CO	URT ORD	ER DATE	D DECEM	IBER 24,	2013 (CAS	SE NO.: 08	3-CV0363-	E)											PROC)F SUF 136, "N	E ENGINEER D PERCEDES PER MILLER CREEK' ATE 8137, "UNN	RMIT 24525, C , AND PERMI	ERTIFICATE T 24526,
	the north, that							_	_													CLAIMED 4.		
	ation schedule efer to Table 8													/-06333, V	'-06334, V	07486, V	-09264, \	V-09265, \	/-09266 and			LOT 7 ON THE :		

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PROOF NO.		CLAIMAN	т			SOL	JRCE			PC	INT(S) C	F DIVERS	ION		YE.	ARLY: PEI			OSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06334	PEDRO AND) MARGARE	T VILLAL	.OBOS			CREEK &					RCREEK			1	R.1 TO OC			ATION	* 0.067	* 2.71	6.91
						UNNAMED	SPRING ((A)				26, T.12N.			1AL	N. 1 TO DE	C.31		ESTIC	** 0.016	** 4.00	10.20
												27'34"E. 1,9			The Care				53			
										FROM NW	/ COR. C	F SAID SE	CTION 26	١.		-			r Creek is si very 14 day	-	ly rotation for Greei	Acres water users and
										** [JNNAME	D SPRING	(A)						,			
										NE¼NW	/¼ SEC.	26, T.12N.	R.19E.,		Unname	d Spring (/	() is the sa	me water s	ource as Jac	kson Spring "/	A" under Proof V06	342.
										M.D.B.&N	л., S.65°2	20'28"E. 2,6	14.06 FT.									
										FROM NW	/ COR. C	F SAID SE	CTION 26	١.								
								DI 40	E OF USE										ACRES		DEMA	DKC.
							40		E OF USE ESCRIPT										PER SECTION		REMA	KKS
							40	ACRE L	ESCRIFT	IONS								ı	SECTION			
SECTION	TOWN- I	RANGE		N	E : :	7:1:1:	1:::::		ıw			8	W			s	E	: : : 1		STOCKWA	TER IS ALSO REC	OGNIZED FOR 6 HEAD OF
	SHIP		NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE			CK, SEE SEC. XII O	F THE FINAL ORDER OF
26	T. 12 N., R	R. 19 E.		2.55		1													2.55		DETERMII	NATION
															TOTAL	ACRES AL	LOTTED		2.55	THE	TOTAL COMBINE	D DUTY OF WATER
																				SHA	LL NOT EXCEED	1.0 ACRE-FEET PER
	OM UNNAMED									TATE EN	SINEER	IF INVOLV	ED PARTI	ES CAN	OT REA	CH AN AGI	REEMENT	ON A SCH	EDULE	ACR	E FROM ANY AND	/OR ALL SOURCES.
ITERNALI	LY AS PER COL	URT ORDER	RDATED	DECEM	IBER 24	, 2013 (CA	SE NO.: 08	3-CV0363	i-E)											THE STA	ATE ENGINEER DE	ETERMINES THAT THIS
																				PROOF SI	JPERCEDES PER	MIT 24525, CERTIFICATE
																				8136,	"MILLER CREEK",	AND PERMIT 24526,
																				CERTIFI	CATE 8137, "UNN	AMED CREEK", ON THE
																					CLAIMED 4.9	0 ACDES
																					CLAIMED 4.7	0 ACRES.
																				X		JPPORTING MAP.

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PROOF NO.		CLAIMA	NT			sou	JRCE			PO	INT(S) OF	DIVERS	SION		YEA	ARLY: PEI OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06335	BAF	RTHOLOME	W FAMILY	1		MILLER	CREEK				* MILLER	CREEK			APF	R.1 TO OC	T. 15	IRRIG	GATION	* 0.066	* 2.71	6.86
		TRUS	Т							NE¼NW	/¼ SEC. 2	6, T.12N	., R.19E.,		JAN	I. 1 TO DE	C.31	DOM	MESTIC			
										M.D.B.&N	л., S.82°27	'34"E. 1,	982.63 FT.					1	853			
									1	FROM NW	/ COR. OF	SAID S	ECTION 26).	The State	e Enginee	r determin	es that Mill	er Creek is su	ubject to a 4 da	ay rotation for Green	Acres water users and
	a 10 day rotation for the Scossa R												sa Ranch	every 14 days	s.							
								DI 4 OF	OF USE										ACRES PER		REMA	DKC
							40	ACRE D											SECTION		REMA	KKS
		1	F				H				H				H			1				
SECTION		RANGE		N				N					s w			S	1					OGNIZED FOR 6 HEAD OF
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		LIVESTO	CK, SEE SEC. XII (DETERMII	OF THE FINAL ORDER OF
23		R. 19 E.															Х	Х				
26	T. 12 N.,	R. 19 E.	Х	X																		D DUTY OF WATER
															TOTAL A	CRES AL	LOTTED		2.53			4.0 ACRE-FEET PER
																						/OR ALL SOURCES.
																						ETERMINES THAT THIS
																						MIT 24525, CERTIFICATE
																						HE CLAIMED 2.53 ACRES.
																						SUPPORTING MAP.
ł																				DOL	JGLAS COUNTY A	PN 1219-26-001-027.

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																			FLOW ACFT./ TOTAL CFS ACRE ACFT. 0.123 4.00 41.48 REMARKS STOCKWATER IS ALSO RECOGNIZED, SEE SEC. XI FINAL ORDER OF DETERMINATION THE TOTAL COMBINED DUTY OF WATER SHALL NOT EXCEED 4.0 ACRE-FEET PER ACRE FROM ANY AND/OR ALL SOURCES.		
	CLAIMAI	NT			sou	RCE			PO	INT(S) O	FDIVERS	ION		YE	ARLY: PE	RIOD	PUR	POSE &	FLOW	ACFT./	TOTAL
															OF USE		PR	IORITY	CFS	ACRE	ACFT.
RON M	IITCHELL AN	ND GINGE	ER		SHERIDA	N CREEK			NE¼SE	1/4 SEC. 1	5, T.12N.	, R.19E.,		AP	R.1 TO OC	CT. 15	IRRI	GATION	0.123	4.00	41.48
MITC	HELL, HUSE	BAND ANI)		NORTH D	IVERSION	1		M.D.B.&N	Л., N.72°2	0'31"E.5,	412.47 FT		JA	N. 1 TO DE	EC.31	DOI	MESTIC			
WIFE	E AS JOINT	TENANTS	5					1	FROM SW	COR. OF	SAID SE	CTION 15					-	1852			
																		ACRES			
							PLAC	E OF USE										PER		REMA	RKS
						40	ACRE D	ESCRIPT	IONS									SECTION			
TOWN-	RANGE	<u> </u>	N	E			N	W	<u>:::::</u>			w	<u>:::::</u>			5 E	<u>::::::</u>				
SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		F	INAL ORDER OF E	DETERMINATION
T. 12 N.,	R. 19 E.			10.26											0.11			10.37	THE	TOTAL COMBINE	D DUTY OF WATER
														TOTAL	ACRES AL	LOTTED		10.37	SHA	LL NOT EXCEED 4	1.0 ACRE-FEET PER
																			ACR	E FROM ANY AND	/OR ALL SOURCES.
						THE CON	MBINED F	LOW OF	THE NOR	TH DIVER	RSION OF	SHERIDA	N CREE	K AND TI	RIBUTARIE	S DROPS	BELOW :	2.0 CFS AS	THIS PRO	OF IS SUPPLEME	NTAL TO PROOF V06337.
ORDER DA	TED APRIL	5, 2012 (CASE NO	.;08-CV03	363-D)														DOU	IGLAS COUNTY A	PN 1219-14-001-011.
	TOWN-SHIP T. 12 N.,	RON MITCHELL AI MITCHELL, HUSE WIFE AS JOINT TOWN- SHIP T. 12 N., R. 19 E. ENGINEER SHALL IMP	MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS TOWN-SHIP RANGE NE T. 12 N., R. 19 E. ENGINEER SHALL IMPOSE A RO	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS TOWN- SHIP NE NW T. 12 N., R. 19 E. ENGINEER SHALL IMPOSE A ROTATION	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS TOWN- SHIP NE NW SW T. 12 N., R. 19 E. 10.26 ENGINEER SHALL IMPOSE A ROTATION SCHEDU	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS TOWN- SHIP NE NW SW SE T. 12 N., R. 19 E. 10.26	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS 40 TOWN- SHIP NE NW SW SE NE T. 12 N., R. 19 E. 10.26 ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COM-	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS PLAC 40 ACRE D TOWN- SHIP NE NW SW SE NE NW T. 12 N., R. 19 E. 10.26 ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FOR	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS PLACE OF USE 40 ACRE DESCRIPT TOWN- SHIP NE NW SW SE NE NW SW T. 12 N., R. 19 E. 10.26 ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND NORTH DIVERSION M.D.B.&M., N.72*2 FROM SW COR. OF PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE T. 12 N., R. 19 E. 10.26 ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVER	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND NORTH DIVERSION M.D.B.&M., N.72*20*31*E. 5, FROM SW COR. OF SAID SE PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND NORTH DIVERSION M.D.B.&M., N.72*20*31*E, 5,412.47 FT FROM SW COR. OF SAID SECTION 1E PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SW SW SE NE NW SW SW SW SE NE NW SW	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND NORTH DIVERSION M.D.B.&M., N.72*20'31*E, 5,412.47 FT. FROM SW COR. OF SAID SECTION 15. PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND NORTH DIVERSION M.D.B.&M., N.72*20*31*E. 5,412.47 FT. JA WIFE AS JOINT TENANTS PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE	RON MITCHELL AND GINGER SHERIDAN CREEK NEWSEW SEC. 15, T.12N., R.19E., APR.1 TO OC MITCHELL, HUSBAND AND NORTH DIVERSION M.D.B.&M., N.72°20'31°E. 5,412.47 FT. JAN. 1 TO DI FROM SW COR. OF SAID SECTION 15. PLACE OF USE 40 ACRE DESCRIPTIONS TOWN-RANGE NE NW SW SE NE NW SW SE NE NW SW SE NE NW T. 12 N., R. 19 E 10.26 N. 10.26 N. 10.21 ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVERSION OF SHERIDAN CREEK AND TRIBUTARRISE ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVERSION OF SHERIDAN CREEK AND TRIBUTARRISE ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVERSION OF SHERIDAN CREEK AND TRIBUTARRISE ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVERSION OF SHERIDAN CREEK AND TRIBUTARRISE ENGINEER SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVERSION OF SHERIDAN CREEK AND TRIBUTARRISE	RON MITCHELL AND GINGER MITCHELL, HUSBAND AND NORTH DIVERSION MICHELL, HUSBAND AND WIFE AS JOINT TENANTS PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW	RON MITCHELL AND GINGER RON MITCHELL, HUSBAND AND WIFE AS JOINT TENANTS PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NE NE NE NE NE NE NE NE N	OF USE	OF USE	CLAIMANT SOURCE POINT(S) OF DIVERSION YEARLY: PERIOD OF USE PRIORITY CFS ACRE RON MITCHELL AND GINGER SHERIDAN CREEK NEWSEW SEC. 15, T.12N., R.19E MITCHELL, HUSBAND AND NORTH DIVERSION M.D. B.&M., N. 72°20'31°E. 5,412.47 FT. FROM SW COR. OF SAID SECTION 15. PLACE OF USE 40 ACRES PER REMA 40 ACRE DESCRIPTIONS ACRES PER REMA 40 ACRE DESCRIPTIONS TOWN- SAID SECTION TOWN- SHIP NE NW SW SE NE NE NW SW SE NE NE NW SW SE NE NE NW SW SE SALL NOT EXCEDED ACRES SHALL IMPOSE A ROTATION SCHEDULE WHEN THE COMBINED FLOW OF THE NORTH DIVERSION OF SHERIDAN CREEK AND TRIBUTARIES DROPS BELOW 2 0 CFS AS THIS PROOF IS SUPPLEME THIS PROOF IS SUPPLEME

PROOF NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
		1		1		1		
V-06337	RON MITCHELL AND GINGER	STUTLER CREEK	SE¼NE¼ SEC. 16, T.12N., R.19E.,	APR.1 TO OCT. 15	IRRIGATION	0.043	* 1.49	15.45
	MITCHELL, HUSBAND AND		M.D.B.&M., N.07°10'24"W. 2,892.59 FT.	JAN. 1 TO DEC.31	DOMESTIC			
	WIFE AS JOINT TENANTS		FROM SE COR. OF SAID SECTION 16. THE WATERS OF STUTLER CREEK ARE		1905			
			THEN CONVEYED THROUGH A PIPELINE TO A POINT IN THE SE%SE% SEC. 15, T.12N.,					
			R.19E., M.D.B.&M., WHERE THE WATERS OF					
			STUTLER CREEK ARE COMMINGLED					
			WITH THE WATERS OF SHERIDAN					
			CREEK IN THE SHERIDAN CREEK CHANNEL.					
			THE COMMINGLED WATERS ARE					
			DIVERTED FROM THE SHERIDAN CREEK					
			CHANNEL AT A POINT IN THE					
			NE¼SE¼ SEC. 15, T.12N., R.19E.,					
			M.D.B.&M., N.72°20'31"E. 5,412.47 FT.					
			FROM SW COR. OF SAID SECTION 15.					
					ACRES			
		PLA	CE OF USE		PER		REMAR	KS
		40 ACRE	DESCRIPTIONS		SECTION			
SECTION	TOWN- RANGE	<u> </u>	wwwww	: : : : : : : : : : : : : : : : : : :	-[-[-]	STOCKWA	TED IS ALSO DECO	GNIZED, SEE SEC. XII OF
DECTION	SHIP NE NW	SW SE NE NW	SW SE NE NW SW SE	NE NW SW	SE		INAL ORDER OF DE	
14 7	T. 12 N., R. 19 E.	10.26	<u> </u>	0.11	10.37	* TH	E TOTAL COMBINE	D DUTY OF WATER
	· · · · · · · · · · · · · · · · · · ·	<u> </u>		TOTAL ACRES ALLOTTED	10.37	i	LL NOT EXCEED 4.	
				<u> </u>		ACR	E FROM ANY AND/	OR ALL SOURCES.
								ITAL TO PROOF V06336.
						DOL	IGLAS COUNTY API	N 1219-14-001-011.
						l		

PROOF NO.		CLAIMA	NT			SOI	JRCE			РО	INT(S) OF	DIVERS	ION		YEA	RLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
					1															1	1	1
V-06338	ERNEST	E. PESTAN	NA, TRUS	TEE		STUTLE	R CREEK			SE%NE	¼ SEC. 1	6, T.12N.,	R.19E.,		APF	R.1 TO OC	T. 15	IRRI	GATION	0.100	* 1.49	35.40
	OF THE	PESTANA	1986 FAM	ILY						M.D.B.&N	., N.07°10	'24"W. 2,8	392.59 FT		JAN	I. 1 TO DE	EC.31	DOI	MESTIC			
		TRUST	Γ						FR	OM SE C	OR. OF SA	AID SECT	ION 16. T	HE				-	1905			
										WATERS	OF STUT	TLER CRE	EK ARE									
									THEN	CONVE.	YED THRO	DUGH A F	PIPELINE	TO A								
									P	T NI TNIC	HE SE¼S	E¼ SEC.	15, T.12N	l.,								
									R.19	E., M.D.B	.&M., WH	ERE THE	WATERS	OF								
										STUTLER	CREEK	ARE COM	MINGLED)								
										WITH TH	IE WATER	RS OF SH	ERIDAN									
									CRE	EK IN TH	E SHERIE	OAN CREI	EK CHAN	NEL.								
										THE CO	MMINGLE	D WATE	RS ARE									
									DI	VERTED	FROM THI	E SHERIE	AN CREE	ΕK								
										CHAN	NELATA	POINT IN	N THE									
										NE¼SE	¼ SEC. 1	5, T.12N.,	R.19E.,									
										M.D.B.&N	1., N.72°20)'31"E. 5,4	12.47 FT									
									F	ROM SW	COR. OF	SAID SE	CTION 15									
																				1		
																			ACRES			
									OF USE										PER		REMA	ARKS
							40	ACRE DI	SCRIPTI	ONS									SECTION			
SECTION	TOWN-	RANGE		• • • • •	<u> </u>	· . · . · .	H	N				s			H - • - • -	S				STOCKWA	TED IS ALSO DES	OGNIZED. SEE SEC. XII OF
SECTION	SHIP	KANGE	NE	NW	sw	SE	NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE			FINAL ORDER OF	
14	T. 12 N.,	R. 19 F.						7.42	15.62						1				23.04	* TH	IF TOTAL COMBIN	ED DUTY OF WATER
	T. 12 N.,					0.72													0.72	1		4.0 ACRE-FEET PER
						1	U								TOTAL A	CRES AL	LOTTED		23.76	ACI	RE FROM ANY ANI	D/OR ALL SOURCES.
															<u> </u>							ENTAL TO PROOF V06339
																						ED BY PERMIT 7595,
																				ANL	CERTIFICA	
																				DO		PN 1219-14-001-014.
																				1	OGEAS COUNTY A	11 14 12 17 14 00 1 014.

PROOF NO.		CLAIMA	NT			sou	RCE			PC	OINT(S) OF	DIVERS	SION		YEA	ARLY: PE OF USE			POSE & IORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06339		T E. PESTAN E PESTANA TRUS	1986 FAM			SHERIDA NORTH D				M.D.B.&N		0'31"E. 5,	., R.19E., 412.47 FT ECTION 15			R.1 TO OC		DOM	GATION MESTIC 1852	0.281	* 4.00	95.04
							40	PLACE D ACRE D	E OF USE										ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	N NW	E SW	SE	NE	NW	w	SE	NE	NW	sw sw	SE	NE	NW	S E SW	SE			ER IS ALSO REC	OGNIZED, SEE SEC. XII OF DETERMINATION
14 15	T. 12 N., T. 12 N.,					0.72		7.42	15.62						TOTAL A	CRES AL	LOTTED		23.04 0.72 23.76	SHA	LL NOT EXCEED	ED DUTY OF WATER 4.0 ACRE-FEET PER VOR ALL SOURCES.
		SHALL IMP ATED APRIL					THE CO	MBINED F	LOW OF	THE NOR	TH DIVER	SION OF	SHERIDA	N CREE	K AND TR	IBUTARIE	ES DROPS	BELOW 2	2.0 CFS AS	AND	IS SUPPLEMENTI CERTIFICA	NTAL TO PROOF V06338 ED BY PERMIT 7595, .TE 1760. PN 1219-14-001-014.

PROOF NO.		CLAIMA	NT			SOUR	RCE			РО	INT(S) OF	DIVERSION	N .			RLY: PEI OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT
V-06340	Hz	ALL RANCH	ES, LLC			SHERIDAN NORTH DIV				M.D.B.&N	I., N.72°20	5, T.12N., R.1 0'31"E. 5,412. SAID SECTI	.47 FT.	- - -		1 TO OC		DOM	GATION IESTIC 852	0.260	* 4.00	88.12
																		ı				
							40	PLACE ACRE DE	OF USE										ACRES PER SECTION		REM	MARKS
ECTION	TOWN-	RANGE				::::::	:::::	ACRE DE	ESCRIPT W	ions		·:·:s:w					įė į · į ·		PER		ER IS ALSO RE	COGNIZED, SEE SE
ECTION 14	SHIP		NE NE	·:·:n)	E· ː · ː ·	SE		ACRE DE	ESCRIPT	IONS	NE		sw	SE SE	NE NE	· . · . · s	E SW	SE	PER	FI	ER IS ALSO RE NAL ORDER OF	
ECTION 14							NE	ACRE DE	ESCRIPT W	IONS SE				SE		NW	SW		PER SECTION	* THE SHAI	ER IS ALSO RE NAL ORDER OF TOTAL COMBI LL NOT EXCEER	COGNIZED, SEE SE F DETERMINATION
14 IE STATE	SHIP T. 12 N., ENGINEER	R. 19 E.	NE OSE A RO	NW	SW SCHEDUL	SE .E WHEN T	NE 8.88	ACRE DE	W: : SW	SE 0.10	NE		SW	SE	NE TOTAL AC	NW CRES AL	SW	SE	22.03 22.03	* THE SHAI ACRI THIS PRO	ER IS ALSO RE NAL ORDER OF TOTAL COMBI LL NOT EXCEET FROM ANY AT OF IS SUPPLEMEN S SUPPLEMEN	COGNIZED, SEE SE F DETERMINATION INED DUTY OF WATI D 4.0 ACRE-FEET PE

PROOF NO.		CLAIMA	NT			soi	URCE			PC	DINT(S) OI	F DIVERS	ION		YEA	RLY: PEF			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06341	Н	ALL RANCH	ES, LLC			STUTLE	R CREEK		SE	O.B.&M., N COR. OF: OF ST	I.07°10'24 SAID SEC UTLER CI	16, T.12N. "W. 2,892 CTION 16. REEK AR GH A PIP	.59 FT. FF THE WAT E THEN	ERS		1.1 TO OC		DON	GATION MESTIC 905	0.090	* 1.49	32.82
									R.1	PE., M.D.E STUTLER WITH TH EEK IN TH THE CO VERTED	3.&M., WH R CREEK HE WATE HE SHERII DMMINGLI FROM TH	SE¼ SEC. IERE THE ARE COM RS OF SH DAN CRE ED WATE IE SHERII	WATERS IMINGLEE IERIDAN EK CHAN RS ARE DAN CREI	OF OF								
										NE¼SE M.D.B.&N	E¼ SEC. 1 //., N.72°2	15, T.12N. 0'31"E. 5,4 F SAID SE	R.19E., 112.47 FT									
							40	PLACE D ACRE D	OF USE										ACRES PER SECTION		REM	ARKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E SW	SE	NE	NW	w sw	SE	NE	s NW	w sw	SE	NE	s NW	E SW	SE				COGNIZED, SEE SEC. XII O DETERMINATION
14	T. 12 N.,	R. 19 E.					8.88	11.88	1.17	0.10					TOTAL A	CRES AL	LOTTED		22.03 22.03	SHA	LL NOT EXCEED	NED DUTY OF WATER 4.0 ACRE-FEET PER D/OR ALL SOURCES.
																				AND	IS SUPPLEMENT	
																				DOL	IGLAS COUNTY	APN 1219-14-001-003.

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PROOF NO.		CLAIM	ANT				soui	RCE			PC	DINT(S) O	FDIVER	SION		YE,	ARLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06342	AS AMEN	R. JACKS(DED AUGU . WINDHOL AUGUST 1	ST 11, 19 Z TRUST	92, AND			INNAMED S ESIGNATE SPRIN	D JACKS			M.D.B.&N	и., S.25°5	7'43"E. 1	I., R.19E., ,548.41 FT ECTION 2		JAL	R.1 TO OC N. 1 TO DE N. 1 TO DE	EC.31	STOC	GATION K WATER MESTIC	0.045	* 4.00	28.80
								40		E OF USE										ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	÷	SW	SE	NE	NW	sw	SE	NE	NW	s w sw	SE	NE	NW	S E SW	SE		F	INAL ORDER OF E	
26 After further		, R. 19 E.	ation avet	om it was	data	orm in a d	ad that only	7.20.000	s can be	irrigated b	5.95	d Spring /	A) Thio	in further o	longribed.		ACRES AL		Dood going	7.20	THIS POR	PROOF AND PRO	OUTY OF WATER UNDER OOFS V06343 AND A SHALL NOT EXCEED E-FEET PER ACRE.
west to the o to the constr corresponds	ditch that ru ruction of sa	ns in a south	/southeas erefore, th	terly direct ne water so	tion t	to the w	western ext	treme of t porative I	he pond o	constructe	d in 1992.	The land	under the	e footprint	of the pon	d was sub	-irrigated	marsh-lar	d prior		THIS PF V02856 NE¼NW¼	ROOF WILL SUPE ON 0.40 ACRES L SECTION 26, T.12	RCEDE A PORTION OF OCATED WITHIN THE N., R.19E.,M.D.B.&M. AND N THE SE¼NW¼ SECTION
WATER FRI											TATE EN	GINEER II	F INVOLV	/ED PART	TES CANI	NOT REAC	CH AN AG	REEMEN	T ON A SC	HEDULE	THIS CEF	26, T.12N., R.19 PROOF SUPERCE RTIFICATE 7843 A	
																					DOUGLA	AS COUNTY APN'S 018, 019, 022	5 1219-26-001-010-014, , 039, 040.

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PROOF NO.		CLAIMA	NT			sou	IRCE			РО	INT(S) OF	DIVER	SION		ΥE	ARLY: PE OF USE			RPOSE &	FLOW CFS				
V-06343	JERALD	R. JACKSO	N 1975 TF	RUST	10	NAMED :	SPRING	(B),		SE¼NW	'¼ SEC. 2	6, T.12N	I., R.19E.,		API	R.1 TO OC	CT. 15	+						
	AS AMENE	DED AUGUS	T 11, 199	2, AND	DE	SIGNATE	D JACKS	SON		M.D.B.&N	1., S.44°3	1'52"E. 2	,414.38 FT		JAL	N. 1 TO DE	EC.31	STOC	CK WATER	**	**	**		
		IRENE M. WINDHOLZ TRUST DATED AUGUST 11, 1992 SPRING "B" FROM NW COR. OF SAID SECTION 26. JAN. 1 TO DEC.31																						
														1853		<u> </u>								
	AS AMENDED AUGUST 11, 1992, AND IRENE M. WINDHOLZ TRUST DATED AUGUST 11, 1992 DESIGNATED JACKSON M.D.B.&M., S.44*31*52*E. 2,414.38 FT. JAN. 1 TO DEC.31 STOCK WATER AUGUST 11, 1992 PLACE OF USE 40 ACRE DESCRIPTIONS DESIGNATED JACKSON M.D.B.&M., S.44*31*52*E. 2,414.38 FT. JAN. 1 TO DEC.31 DOMESTIC DATE DATE DATE DATE DATE DATE DATE DATE													ACRES PER SECTION	ı	REMA	RKS							
SECTION	TOWN-	RANGE		N	E			N	w				s w			5	9 E	1:1:1	1	STOCKWA	TER IS ALSO RECO	OGNIZED FOR 29 HEAD OF		
	SHIP	AMENDED AUGUST 11, 1992, AND DESIGNATED JACKSON SPRING 'B' PLACE OF USE 40 ACRE DESCRIPTIONS PLACE OF USE 40 ACRE DESCRIPTIONS PLACE OF USE 12 N., R. 19 E 12 N., R. 19 E ROVIDES SUPPLEMENTAL WATER TO THE 7.20 ACRES IRRIGATED UNDER PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE UNDERSTANDING THAT THE TOTAL COMBINED DUTY OF THE PROOF V06342 WITH THE V0744											SE			CK, SEE SEC. XII C	F THE FINAL ORDER OF							
26	T. 12 N.,	AS AMENDED AUGUST 11, 1992, AND IRENE M. WINDHOLZ TRUST DATED AUGUST 11, 1992 PLACE OF USE 40 ACRE DESCRIPTIONS AUGUST 11, 1992 NE NW SW SE NW SW SW SE NW SW SW													9.7	'3	DETERMII	NATION						
														9.7	3 **THE S	STATE ENGINEER I	ETERMINED THAT THE							
																				ACREA	GE UNDER THIS CL	AIM IS SUBIRRIGATED.		
* THIS PRO	OF PROVIDI	ES SUPPLI	EMENTAL	WATER	TO THE 7.	20 ACRES	S IRRIGA	TED UND	ER PROO	F V06342	WITH TH	E UNDE	RSTANDIN	G THAT I	HE TOTA	AL COMBI	NED DUT	Y OF WA	TER	NO W	ATER IS DIVERTE	FROM THE SOURCE		
ON SAID 7	20 ACRES S	HALL NOT	EXCEED	**28.80 A	CRE-FEET	FROM A	NY AND/	OR ALL S	DURCES											TO IRR	GATE THIS ACREA	GE. THEREFORE, THIS		
																				LAND IS GF	RANTED A VESTED	RIGHT FOR 2.53 ACRES O		
																				SUBIRRI	GATION AND NO DI	VERSION RATE OR DUTY		
																				15	S ESTABLISHED UN	IDER THIS CLAIM.		
																				THIS	S PROOF SUPERCE	DES A PORTION OF		
																				V0285	6 ON 0.40 ACRES L	OCATED WITHIN THE		
																				NE¼NW!	4 SECTION 26, T.12	N., R.19E.,M.D.B.&M. AND		
																				5.50 ACRE	S LOCATED WITHI	N THE SE¼NW¼ SECTION		
																					26, T.12N., R.19	E.,M.D.B.&M.		
																				THI	S PROOF SUPERCE	EDES PERMIT 24918,		
																				CI	ERTIFICATE 7843 A	ND PERMIT 24919,		
																					CERTIFICA	TE 7842.		
																				DOUG	LAS COUNTY APN'S	1219-26-001-010-014,		
																					018, 019, 022	, 039, 040.		
The collection	on ditch from	this spring of	on the sup	porting ma	ap is show	n to flow ir	n a south	erly directi	n. It actu	ally runs to	the north	١.												

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PROOF NO.		CLAIMA	NT			sou	JRCE			PC	DINT(S) C	F DIVER	SION		YE	ARLY: PE OF USE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06344	AS AMEN	D R. JACKSO IDED AUGUS I. WINDHOLZ AUGUST 1	T 11, 199	2, AND		NNAMED ESIGNATE SPRII				M.D.B.&N	И., S.39°4	47'45"E. 3	N., R.19E., 8,097.65 FT SECTION 2		AP	R.1 TO OC	T. 15	STOC	IGATION CK WATER 1853		·	
							40	PLAC	E OF USE										ACRES PER SECTION		REMAI	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E SW	SE	NE	NW	w sw	SE	NE	NW	s.w	SE	NE	NW	E SW	SE		F	INAL ORDER OF D	
26	1. I2 N	., R. 19 E.								2.98					TOTAL .	ACRES AL	LOTTED		2.98	ACREAG NO W/ TO IRRIC LAND IS GR. SUB-IRRIC OF WAT THIS PERMIT 2	E UNDER THIS CL ATER IS DIVERTED SATE THIS ACREA ANTED A VESTED SATION AND NO DI ER IS ESTABLISHI PROOF SUPERCE 24918, CERTIFICAT F PERMIT 24919, C	5 1219-26-001-010-001,

PROOF NO.		CLAIMA	.NT				sou	RCE				РО	INT(S) O	F DIVERS	ION		YEA	RLY: PEI OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06345	AS AMENE IRENE M.	R. JACKSO DED AUGUS WINDHOLZ AUGUST 1	ST 11, 199 ! TRUST [92, AND				SPRING D JACKS IG "D"			N	1.D.B.&N	1., S.42°1	26, T.12N. 6'44"E. 3,I F SAID SE	023.20 FT			.1 TO OC		STOC	GATION K WATER 1853	•		
								4	PLAC 0 ACRE	CE OF DESC		NS									ACRES PER SECTION		REMAR	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	sv	N	SE	NE	NW	N W	sw	SE	NE	NW	w sw	SE	NE	S NW	SW	SE		F	INAL ORDER OF D	
26	T. 12 N.,	R. 19 E.			1.0	1			1	1		12.31		,			TOTAL A	CRES AL	LOTTED		13.35 13.35	ACREAG NO W/ TO IRRIC LAND IS GF OF SUBIRRI OF WAT THIS V02856 NEWNWW 5.50 ACRES THIS PR	E UNDER THIS CL ATER IS DIVERTED GATE THIS ACREAG RANTED A VESTED IGATION AND NO E ER IS ESTABLISHE PROOF SUPERCE ON 0.40 ACRES L SECTION 26, T.12 S LOCATED WITHII 26, T.12N., R.19 OOF ALSO SUPER RTIFICATE 7843 AN CERTIFICAT	CEDES PERMIT 24918, ND PERMIT 24919,

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PROOF		CLAIMA	NT			sou	JRCE			PC	OINT(S) C	F DIVERS	SION		YEA	ARLY: PE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
110.															1	0, 002		1 11	ioitii i	0.0	NONE	7.0.11.
V-06346	JOY WH	IPPLE (AKA	JOY S. S	MITH)		STUTLE	R CREEK			SE¼NI	E¼ SEC.	16, T.12N	, R.19E.,		APF	R.1 TO OC	CT. 15	IRRI	GATION	0.100	* 1.49	37.16
										M.D.B.&N	Л., S.07°1	0'24"E. 2,	892.59 FT.		JAN	I. 1 TO DE	EC.31	DOI	MESTIC			
	DANIEL PA	ATRICK & E	LAINE VA	NASSE						FROM SE	COR. O	F SAID SE	ECTION 16						1905			
		BARDE	N																			
																			1			
																			ACRES			
									E OF USE										PER		REMAR	RKS
							40	ACRE D	ESCRIPT	IONS									SECTION			
SECTION	TOWN-	RANGE		N	F	1:1:1	H - : : : :	N	w	1:1:1			w	1:1:1	1:::::		S E	1:1:1:		STOCKWAI	TED IS ALSO DECC	OGNIZED, SEE SEC, XII OF
02011011	SHIP	1002	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE			INAL ORDER OF D	
14	T. 12 N.,	R. 19 E.					Î	18.73							Ï				18.73	* THI	E TOTAL COMBINE	D DUTY OF WATER
15	T. 12 N.,	R. 19 E.	6.21																6.21	SHA	LL NOT EXCEED 4	.0 ACRE-FEET PER
															TOTAL A	CRES AL	LOTTED		24.94	ACR	E FROM ANY AND	OR ALL SOURCES.
																				THIS PRO	OF IS SUPPLEMEN	NTAL TO PROOF V-06347
																				AND	IS SUPPLEMENTE	D BY PERMIT 7595,
																					CERTIFICAT	ΓΕ 1760.
																				DOUGL	AS COUNTY APN'S	1219-14-001-001-002,
																					1219-15-00	01-022.

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PROOF NO.		CLAIMA	ANT			SOL	JRCE			PC	OINT(S) O	F DIVER	SION		YEA	ARLY: PEI			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06347	JOY WH	IPPLE (AKA	JOY S. S	MITH)		SHERIDA	N CREEK	(NE¼SE	E¼ SEC.	I5, T.12N	I., R.19E.,		APF	R.1 TO OC	T. 15	IRRI	GATION	0.295	* 4.00	99.76
					1	NORTH D	IVERSION	V		M.D.B.&N	Л., N.72°2	0'31"E.5	,412.47 FT		JAN	I. 1 TO DE	C.31	DOI	MESTIC			
	DANIEL P.	ATRICK & E	LAINE VA	NASSE						FROM SV	V COR. O	F SAID S	ECTION 1	5.					1852			
		BARDE	EN																			
															•			•	ACRES		•	
								DI ACI	OF USE										PER		REMA	ove
							40	ACRE DI											SECTION		KEWA	KK3
								,,,,,,,,,											02011011			
SECTION	TOWN-	RANGE		N	E	-:-:-		N	w	-:-:-		: : : :	s w	-:-:-		S	E	-:-:-		STOCKWAT	ER IS ALSO RECO	OGNIZED, SEE SEC. XII OF
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	SW	SE	NE	NW	SW	SE		F	INAL ORDER OF D	ETERMINATION
14	T. 12 N.,	R. 19 E.						18.73											18.73	* THE	TOTAL COMBINE	D DUTY OF WATER
15	T. 12 N.,	R. 19 E.	6.21																6.21	SHA	LL NOT EXCEED 4	I.0 ACRE-FEET PER
															TOTAL A	CRES AL	LOTTED		24.94	ACR	E FROM ANY AND	OR ALL SOURCES.
																				THIS PRO	OF IS SUPPLEME	NTAL TO PROOF V-06346
	ENGINEER						THE CO	MBINED F	LOW OF	THE NOR	TH DIVE	RSION O	F SHERID/	N CREEK	AND TR	BUTARIE	S DROPS	BELOW	2.0 CFS AS	AND	IS SUPPLEMENTE	D BY PERMIT 7595,
PER COUR	T ORDER D.	ATED APRII	L 5, 2012 (CASE NO	::08-CV03	63-D)															CERTIFICA ⁻	TE 1760.
																				DOUGL	AS COUNTY APN'S	5 1219-14-001-001-002,
																					1219-15-0	01-022.

CEAIM	ANT		<u> </u>	sou	IRCE			PC	OINT(S) OF	DIVERSI	ION		YEA	RLY: PEF	RIOD		POSE & IORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
ANIEL R. AND LAU	JREL C. HI	ICKEY	u	JNNAME) SPRING			M.D.B.&N	1., N.32°26	5'33"W. 1,6	660.28 FT.					DON	MESTIC	0.200	4.00	23.32
					40												ACRES PER SECTION		REMA	RKS
WN- RANGE	NE	NW N	E SW	SE	NE	NW	w sw	SE	NE	s NW	w sw	SE	NE	NW	E SW	SE				
13 N., R. 19 E. 13 N., R. 19 E.										1.41			4.42 TOTAL A	CRES AL	LOTTED		4.42 1.41 5.83	DOUG		
V	VN- RANGE IP 3 N., R. 19 E.	VN- RANGE	IP	VN- RANGE	VN- RANGE	VN- RANGE	PLACE 40 ACRE DI VIN- RANGE	PLACE OF USE 40 ACRE DESCRIPT VN- RANGE	PLACE OF USE 40 ACRE DESCRIPTIONS VN- RANGE	PLACE OF USE 40 ACRE DESCRIPTIONS VIN- RANGE	## PLACE OF USE ### 40 ACRE DESCRIPTIONS VIN- RANGE	M.D.B.&M., N.32*26*33*W. 1,660 2B FT. FROM SE COR. OF SAID SECTION 33. PLACE OF USE 40 ACRE DESCRIPTIONS VN- RANGE	M.D.B.&M., N.32*26*33*W. 1,660 28 FT. FROM SE COR. OF SAID SECTION 33. PLACE OF USE 40 ACRE DESCRIPTIONS VN- RANGE	NIEL R. AND LAUREL C. HICKEY UNNAMED SPRING N½SE¼ SEC. 33, T.13N., R.19E., M.D.B.&M., N.32*26*33*W. 1,660.28 FT. FROM SE COR. OF SAID SECTION 33. PLACE OF USE 40 ACRE DESCRIPTIONS VN- RANGE NE NW SW SE NE NW SW SE NE NW SW SE NE 3 N., R. 19 E. 1 1.41 4.42	N½SE¼ SEC. 33, T.13N., R.19E., APR.1 TO OC	N½SE½ SEC. 33, T.13N., R.19E., APR.1 TO OCT. 15 M.D.B.&M., N.32*26*33*W. 1,660.28 FT. JAN. 1 TO DEC.31 FROM SE COR. OF SAID SECTION 33. PLACE OF USE	NIEL R. AND LAUREL C. HICKEY UNNAMED SPRING N1/2.SE // SEC. 33, T.13N., R.19E., M.D.B.&M., N.32*26'33*W. 1,660.28 FT. JAN. 1 TO DEC.31 DOI PLACE OF USE 40 ACRE DESCRIPTIONS VIN- RANGE NE NW SW SE 3 N., R. 19 E. 1 141 1 442 1 141	NIEL R. AND LAUREL C. HICKEY UNNAMED SPRING NIZSEX SEC. 33, T.13N., R.19E., M.D.B.&M., N.32*26'33*W. 1,660.28 FT. FROM SE COR. OF SAID SECTION 33. PLACE OF USE 40 ACRE DESCRIPTIONS PER 40 ACRE DESCRIPTIONS SECTION VIN- RANGE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE 3 N., R. 19 E. 1 141 141	NIEL R. AND LAUREL C. HICKEY UNNAMED SPRING NWSEW SEC. 33, T.13N., R.19E., M.D.B.&M., N.32*26'33*W. 1,660 28 FT. FROM SE COR. OF SAID SECTION 33. PLACE OF USE 40 ACRE DESCRIPTIONS SECTION VIN- RANGE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE 3 N., R. 19 E. 3 N., R. 19 E. 3 N., R. 19 E. 4.42 4.42 DOUG APR.1 TO OCT. 15 IRRIGATION 0.200 ACRES PER SECTION STOCKWA' F ACRES PER 40 ACRES PER 40 ACRE DESCRIPTIONS STOCKWA' F DOUG 3 N., R. 19 E. 4.42 4.42 4.42 4.42 DOUG 3 N., R. 19 E. 4.41 DOUG	NIEL R. AND LAUREL C. HICKEY UNNAMED SPRING Nijseik Sec. 33, T.13N., R.19E., M.D.B.&M., N.32*26*33*W. 1,660.28 FT. FROM SE COR. OF SAID SECTION 33. PLACE OF USE 40 ACRE DESCRIPTIONS PER SECTION ACRES PER SECTION SECTION STOCKWATER IS ALSO RECOGNEY OF SAID SECTION 25 IN SECTI

PROOF	CLAIMANT	SOURCE		P	DINT(S) OI	DIVERS	ON		YEA	RLY: PEI			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
										0. 000				1 0.0	,,,,,,,	
V-06349	MADDI'S FRIESIAN RANCH LLC	MOTT CREEK		NE¼SI	E¼ SEC. 0	4, T.12N.,	R.19E.,		APR	2.1 TO OC	T. 15	IRR	RIGATION	0.356	4.00	133.84
				M.D.	B.&M., S.1	3°00'W . 7	53 FT.		JAN	. 1 TO DE	C.31	DC	DMESTIC			
1				FROM E	4 COR. OF	SAID SE	CTION 04.						1852			
				NIMIT C	N¼ SEC. (NO T 10N	D 10F									
					N 14 SEC. (B.&M., S.4											
				FROM W												
				FROM W	74 COR. UI	- SAID SE	CTION U3									
														l	I	
													ACRES			
			PLACE OF U	ISE									PER		REMA	RKS
		40 A	CRE DESCR	PTIONS									SECTION			
		<u></u>			n . · . · .				n				1	1		
SECTION	TOWN- RANGE ::::::N		NW SV		NE	NW S	w sw	SE	NE	NW S	SW	SE	-		TER IS ALSO REC INAL ORDER OF D	OGNIZED, SEE SEC. XII OF DETERMINATION
3	T. 12 N., R. 19 E. 33.46	3W 3E NE		<u> </u>	1 112	1444	3,,	JL	1112	1111	311	JE	33.46	DOUG	LAS COUNTY APN	1219-03-001-058-059.
	J 1		1		И				TOTAL A	CRES AL	LOTTED		33.46	Ì		
ii														<u> </u>		
THE STATE	ENGINEER SHALL IMPOSE A ROTATION	SCHEDULE THAT ALLOWS TH	E PARTIES T	O RECEIVE	THEIR PR	OPORTIC	NATE SH	ARE OF	THE FULL	USE OF	THE SEC	OND DIV	ERSION OF			
MOTT CRE	EK IN A WAY THAT PROMOTES BENEFIC	IAL USE OF THE WATER AS PE	R COURT OF	RDER DATE	D MAY 21,	2010 (CA	SE NO.: 08	-CV0363	8-F)							

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PROOF	CLAIMANT		sou	RCE			PC	INT(S) OI	FDIVERS	SION		YEA	ARLY: PE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
		L											0, 002						
V-06350	THOMAS M. AND PAULA J. YTURBIDE,		MOTT	CREEK				RIMARY				-	R.1 TO OC		1	IGATION	0.184	4.00	51.84
	TRUSTEES OF THE YTURBIDE							14 SEC. 0				JAN	I. 1 TO DE	.C.31		MESTIC			
	1991 FAMILY TRUST							3.&M., S.1		763 FT. ECTION 04						1852			
	DATED AUGUST 1, 1991						FRUM E	CUR. UI	- SAID SI	ECTION 04									
							SE	CONDAR	/ DIVERS	SION:									
							NW 1/4 SV	/¼ SEC. (03, T.12N	., R.19E.,									
							M.D.	B.&M., S.4	11°15'E. 9	61 FT.									
							FROM W	COR. O	F SAID S	ECTION 03	3.								
																1	1		
																ACRES			
						E OF USE										PER		REMA	RKS
				40	ACRE D	ESCRIPT	IONS									SECTION			
SECTION	TOWN- RANGE ::::::	F-1-1-		10-0-0	N	w		· · : · :		S.W	10101	N : + : + :		E	1 - 1 - 1		STOCKWAI	TED IS ALSO DEC	DGNIZED. SEE SEC. XII OF
020	SHIP NE NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	1		INAL ORDER OF E	
3	T. 12 N., R. 19 E.						12.96					İ				12.96	DOU	IGLAS COUNTY A	PN 1219-03-001-073.
								ш				TOTAL A	CRES AL	LOTTED		12.96			
												<u> </u>							
	ENGINEER SHALL IMPOSE A ROTATION												USE OF	THE SEC	OND DIV	ERSION OF			
MOTT CRE	EK IN A WAY THAT PROMOTES BENEFIC	IAL USE C	OF THE WA	ATER AS	PER COU	IRT ORDE	ER DATE	MAY 21,	2010 (CA	NSE NO.: 0	8-CV036	8-F)							
																	l		

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PROOF NO.	CLAIMAN			sou	JRCE		POINT(S) OF DIVERSION							YEARLY: PERIOD OF USE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.	
								ı						1			1				
V-06351	ERIC SONG J			MOTT CREEK				PRIMARY DIVERSION:							APR.1 TO OCT. 15		1	RIGATION	0.092	4.00	40.00
	ELIZABETH P	ARK								14 SEC. 0				JAI	N. 1 TO DE	EC.31	1	MESTIC 1852			
								M.D.B.&M., S.13°00'W. 763 FT. FROM E¼ COR. OF SAID SECTION 04.										1852			
								SECONDARY DIVERSION:													
										V¼ SEC. (B.&M., S.4		., R.19E.,									
											ECTION 0:	3.									
	ACRES PLACE OF USE PER															REMARKS					
						40	O ACRE D	ESCRIPT	IONS									SECTION			
SECTION	CTION TOWN- RANGE ::::::::::::::::::::::::::::::::::::														1	STOCKWATER IS ALSO RECOGNIZED, SEE SEC. XII OF FINAL ORDER OF DETERMINATION					
3	T. 12 N., R. 19 E.	INC	1444	3₩	35	I NE	INVV	344	10.00	INC	1444	300	J.	INC	1444	344	J.	10.00	DOUGLAS COUNTY APN 1219-03-001-060.		
	TOTAL ACRES ALLOTTED 10.00																				
	ENGINEER SHALL IMPOS EK IN A WAY THAT PROM														L USE OF	THE SEC	OND DIV	ERSION OF			
<u> </u>																					

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PROOF NO.			sou	RCE		POINT(S) OF DIVERSION										POSE & FLOW ORITY CFS		DUTY ACFT./ ACRE	TOTAL ACFT.			
V-06352	V-06352 DONALD A. TOUSSAU					TAYLOR	CREEK		NE½NE½ SEC. 04, T.12N., R.19E., M.D.B.&M., S.49*20W. 999 FT. FROM NE COR. OF SAID SECTION 04.							R.1 TO OC			MESTIC	0.100	4.00	23.16
	PLACE OF USE PER 40 ACRE DESCRIPTIONS SECTION															PER	REMARKS					
SECTION	ION TOWN- RANGE													STOCKWATER IS ALSO RECOGNIZED, SEE SEC. XII OF FINAL ORDER OF DETERMINATION								
4	T. 12 N., R. 19 E. 5.47 0.32 5.79											5.79 5.79	FINAL ORDER OF DETERMINATION THE TOTAL COMBINED DUTY UNDER THIS PROOF AND PROOF V06353 SHALL NOT EXCEED 4.0 ACRE-FEET PER ACRE FROM ANY AND/OR ALL. SOURCES ON THE 5.79 ACRE PORTION UNDER THIS PROOF. THIS PROOF. THIS PROOF INCLUDES PORTIONS OF DOUGLAS COUNTY APN'S 1219-04-001-011-013, 016-019, 021-022, 026, 033-035 AND A PORTION OF THE TAYLOR CREEK ROAD RIGHT OF WAY.									

																					DUTY	
PROOF	CLAIMANT	Г		ii	sol	JRCE				PC	INT(S) C	F DIVER	RSION		YE	ARLY: PE	RIOD	PUR	POSE &	FLOW	ACFT./	TOTAL
NO.																OF USE		PR	IORITY	CFS	ACRE	ACFT.
V-06353	DONALD A. TOU	ISSAU		U	JNNAMED	SPRING	GS			NE ¼ NE	¼ SEC.	04, T.121	N., R.19E.,		AP	R.1 TO OC	CT. 15	IRRI	IGATION	0.060	*3.22	23.57
				ii						M.D.B	.&M., S.4	0°13′W.	1,157 FT.		JAI	N. 1 TO DE	EC.31	DOI	MESTIC			
				ii					F	ROM NE	COR. O	F SAID S	SECTION ()4.				PRIOR	R TO 1905			
				i																		
				ii						SE¼NE	14 SEC.	04, T.12N	N., R.19E.,									
				ii									1,845 FT.									
				ii					F	ROM NE	COR. O	F SAID S	SECTION ()4.								
				ii						CEVNS	V 656	04 7 101	N., R.19E.,									
				i,									ч., к.19Е., 1,552 FT.									
				ı,					-				ECTION (v.a								
				i						KOW NE	COR. U	r SAID 3	SECTION	14.								
				i,						SE¼NE	¼ SEC. I	04. T.12N	N., R.19E.,									
				i,									2,013 FT.									
				ı,					F				SECTION ()4.								
				ii																		
																			ACRES			
							PLA	CE OF	USE										PER		REMA	ARKS
						4	IO ACRE	DESCR	RIPTIO	ONS									SECTION			
																						
SECTION	·		NW N	E SW	SE	NE	NW	N W	_	SE	NE	NW	s w sw	SE	NE	NW	SE	SE				COGNIZED, SEE SEC. XII O DETERMINATION
4		NE 5.47	NW	SW	1.85	NE	NV	3	W	SE	NE.	NW	5W	3E	NE	INW	SW	3E	7.32			OUTY UNDER THIS PROOF
4	1. 12 N., K. 17 L.	3.47			1.03	I	1				ll	<u> </u>			TOTAL	ACRES AL	LOTTED		7.32			HALL NOT EXCEED 4.0
															TOTAL	ACRES AL	LOTTED		1.32	ļ		
																						FROM ANY AND/OR ALL
																				SOURC		ACRE PORTION UNDER.
																				THE DO	PROOF	PORTIONS OF DOUGLAS
																						1-001-011-013, 016-019,
																						UD A DODTION OF THE
																						ND A PORTION OF THE AD RIGHT OF WAY.

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PROOF NO.		CLAIMA	(NT			SOL	IRCE			PO	INT(S) O	F DIVERS	ION		YEA	ARLY: PER OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06354	THE S(CHWAKE FA	AMILY TR	UST		CARY	CREEK				OR	IFICE			APR	R.1 TO OC	T. 15	IRRI	IGATION	* 2.000	** 3.47	784.50
		CRCEDIT T	TRUST							NE¼SE	¼ SEC. 0	9, T.12N.,	R.19E.,		JAN	I. 1 TO DE	C.31	DOI	MESTIC			
												37°06'W . 6			JAN	I. 1 TO DE	C.31		K WATER			
	FO	OTHILL RAI	NCH, LLC							FROM E	4 COR. O	F SAID S	ECTION 9.						1852			
											DIVID	E DOV			JAN	I. 1 TO DE	C.31		OWER			
										NEVEE		E BOX 9. T.12N.	D 10F						DUCTION R TO 1900			
												°57'19"W.						PRIOR	K 10 1900			
													CTION 09									
										I KOW EA	COIL. O	JAID JE	.011014 07									
		-																	J			
																			ACRES			
	40								E OF USE										PER		REMAR	RKS
							40	ACRE D	ESCRIPT	IONS									SECTION			
																			4			
SECTION		RANGE		N					W				W			S						0 HEAD OF LIVESTOCK.
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				TO THE JULY 1, 1918,
2	T. 12 N.,		<u> </u>	<u> </u>								2.54	31.29						33.83			REEMENT", IN BOOK E,
3	T. 12 N.,		 									-					19.62	34.23	53.85			COUNTY RECORDER'S
10	T. 12 N., T. 12 N.,		40.90	34.25	15.85	9.49	1.83	35.82	0.26										100.49 37.91			IS PROOF AND PROOF
- 11	1. 12 N.,	R. 19 E.					1.83	35.82	0.26			l .		l	TOTAL A	CRES ALI	OTTED		226.08	ľ		CHWAKE WILL RECEIVE HE REMAINING FLOW
														ļ	TOTALA	ICKES ALI	LOTTED		220.00			IVE 2/3 OF THE FLOW
The State E	Engineer deter	rminos that	the storag	o claimod	under this	nroof is fr	om a facil	lity constru	icted unde	r Dormit I	EO ADDI	ICATION	EOD ADD	POVAL O	E THE DI	ANS AND	SDECIEL	CATIONS				CARY CREEK LESS
	CONSTRUCTI																					ESCRIBED UNDER
	ndicated; there						DAIN, date	ou October	1 22, 1757.	. The dan	i site is ut	oscribed a	3 dii Caistii	ig borrow	pit with ne	maication	i oi piioi d	isc for wat	C1	0.37	PROOF VO	
				,																THIS P		ENTAL TO PORTIONS
																						IM NOS. 627 AND 628
																				AND	IS SUPPLEMENTED) BY PERMIT 10983,
																				CERTIF	ICATE 2937, CARY	CREEK; AND PERMIT
																				12532	, CERTIFICATE 329	3, UNDERGROUND.
																				** TH	E TOTAL COMBINE	D DUTY OF WATER
																				SHA	LL NOT EXCEED 4	.0 ACRE-FEET PER
																				4.00		
																				ACF	E FROM ANY AND/	OR ALL SOURCES.
																						OR ALL SOURCES. : 1219-02-000-016-018,
																				DOUGL		1219-02-000-016-018,

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PROOF NO.		CLAIMA	NT			SOL	JRCE			РО	INT(S) OF	DIVERS	ION			RLY: PEF OF USE	RIOD		POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06355	ROLAN	AOL DNA D	N P. DRE	YER		CARY	CREEK		I	M.D.B.	DIVIDI ¼ SEC. 0 &M., S.86 COR. OF	9, T.12N., 57'19"W.	565 FT.).	JAN	.1 TO OC . 1 TO DE . 1 TO DE	C.31	DON	GATION MESTIC K WATER	* 3.630	· 4.00	1064.96
							40	PLACE ACRE D	E OF USE ESCRIPTI										ACRES PER SECTION		REMA	RKS
ECTION	TOWN-	RANGE		N	F		H: - : - :	N	w	: : : :		5	w	:::::	H: -: -:	٩	E	: : : : :		SHEELCIE	NT WATER FOR 3	00 HEAD OF LIVESTOCK
-011011	SHIP	1011102	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE				HAS BEEN ABROGATE
10	T. 12 N.,	R. 19 E.			9.10	29.24									40.00	9.53	11.33	32.10	131.30	BY	/ PERMIT 10983, C	ERTIFICATE 2937.
	T. 12 N.,						17.31	4.26	40.00	34.96	0.20	32.71	5.50						134.94			TO THE JULY 1, 1918,
															TOTAL A	CRES ALI	LOTTED		266.24	AGREEM	ENT, "GLOVER AG	REEMENT", IN BOOK E
e State Er	ngineer detei	rmines that	no priority i	date or an	mount of w	vater store	d for irriga	tion has b	een specif	ied: theref	ore, no ve	ested right	is recogni	ized for st	orage.					OFFIC PROO WILL REMAIN DREYY CARY CR THIS PE OF ALF AND CERTIFI 598	E AND LANGUAGE F V06354 STIPULA RECEIVE 0.37 C.F NING FLOW UNDE ER WILL RECEIVE EEK LESS 0.37 C.F ERMIT IS SUPPLEM DINE DECREE CLA IS SUPPLEMENTE CATE 5982; PERM 1; PERMIT 20765, I E TOTAL COMBINI LL NOT EXCEED 4	COUNTY RECORDER: IN THIS PROOF AND TES THAT SCHWAKE S. PLUS 1/3 OF THE R PROOF V06354 AND 2/3 OF THE FLOW OF S. UNDER THIS PROCE MENTAL TO PORTIONS IM NOS. 625 AND 626 D BY PERMIT 19039, IT 19170, CERTIFICATE CERTIFICATE 6512. ED DUTY OF WATER O ACRE-FEET PER //OR ALL SOURCES.
																				DOUG	LAS COUNTY APP	l'S: 1219-10-002-056, 01-005, 1219-10-002-058

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PROOF NO.		CLAIMA	NT			sou	RCE			PO	OINT(S) O	F DIVER	SION		YE	ARLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
	I														1			1		I		
V-06356		LLEN D. SAI PATRICIA J.					REEK (NO D TRIBUT			M.D.B.&N	1., N.65°0	9'23"W.	N., R.19E., 2,070.25 F SECTION 1	T.		R.1 TO OC		DO	GATION MESTIC 1860	0.060	4.00	20.40
									N.	12°50'48"	E. 2,380.2	20 FT. FI	19E., M.D. ROM SE C 9E., M.D.B	OR.								
							40	PLACE	OF USE	ONS									ACRES PER SECTION		REMAI	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW N	sw	SE	NE	NW N	w sw	SE	NE NE	l nw	s.w	SE	NE	NW	E SW	SE			ER IS ALSO RECO	DGNIZED, SEE SEC. XII OF DETERMINATION
14	T. 12 N.,	R. 19 E.										5.10			TOTAL	ACRES AL	LOTTED		5.10 5.10	i		RY USES ASSOCIATED SE HOTEL AND SALOON.
	E ENGINEER RT ORDER DA						THE COM	MBINED FI	LOW OF 1	HE NOR	TH DIVE	RSION C	F SHERIE	OAN CREE				BELOW :	2.0 CFS AS	DOUGL	AS COUNTY APN:	1219-14-002-003 & 005.

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PROOF NO.		CLAIMAI	NT			sol	JRCE			PC	DINT(S) OI	DIVERS	ION		YE	ARLY: PE OF USE				POSE & ORITY	FLOW CFS		DUTY ACFT./ ACRE		TAL FT.
1									1												1			ı	
V-06357	DONALD	L. AND TON	JIM PO	NED		SHERIDA	AN CDEE!	ĸ			RIMARY I	NIVE DSIC	iN:		ΔDI	R.1 TO OC	`T 15		IDDIC	GATION	0.337		4.00	12	3.80
V-00337	DONALD	L. AND TO	VI IVI. KO	JKLK		(SOUTH D					E¼ SEC. 1				_	N. 1 TO DE				MESTIC	0.337		4.00	13	3.00
						(3001111	NVERSIO	IN)			.&M., N.03				JAI	V. 1 10 DE	_0.31			871					
											COR. OF									071					
										I KOW 31	L COK. OI	JAID JL	CHON	J.											
										S.E.	CONDAR	/ DIVEDS	ION:												
											V¼ SEC.														
											8.&M., N.1														
											V COR. OI			4											
										FRUIVI SV	V COR. OI	SAID SI	CHON I	4.											
									1						1										
																				ACRES					
								PLAC	E OF USE											PER			REMA	RKS	
							4	0 ACRE D												SECTION					
																			-	02011011	1				
SECTION	TOWN-	RANGE	:::::	N	E.	:::::		ı	w	1:1:1	1::::	S	w			S	9 E		:::]		9	SEE PRO	OOF V06358 F	OR STOCK W	ATER.
·	SHIP		NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	•		SE					ATER RIGHTS	
14	T. 12 N.,	R. 19 E.					Î				15.80	2.60	0.50	0.70	i	14.50	0.	.60		34.70)	THE	E BARBER CF	REEK DECREE	
															TOTAL	ACRES AL	LOT	ΓED		34.70	DOU	GLAS C	OUNTY APN'S	S: 1219-14-002	-061, 016.
															<u></u>						†				

2200		01.411					205									. D. V. 5-			2005	EI 0111	DUTY	T0711
PROOF NO.		CLAIMA	NI			SOU	RCE			РО	INT(S) OF	- DIVER	SION		YE	ARLY: PE OF USE			POSE & IORITY	FLOW CFS	ACFT./ ACRE	TOTAL ACFT.
															1	0, 000	_					
V-06358	DONALD	L. AND TOI	NI M. ROC	DKER			N CREEK			NE¼SE M.D.B. FROM SE SEC NW¼SW M.D.B	RIMARY E ¼ SEC. 1 &M., N.03 COR. OF CONDARY //¼ SEC. 1 &M., N.13 // COR. OF	5, T.12N 1°08'W. 1 SAID S 7 DIVER! 14, T.12N 3°37'E. 1	., R.19E., ,647 FT. ECTION 1 SION: I., R.19E.,	5.	JAI	N. 1 TO DI	EC.31		K WATER 1871			
							40	PLACE ACRE DE	OF USE										ACRES PER SECTION		REMA	RKS
SECTION 14	TOWN- SHIP	RANGE	NE	NW N	E SW	SE	NE	NW N	w :	SE	NE Y	NW ×	s w sw	SE ×	NE	NW	S E SW	SE				NIZED FOR 50 HEAD OF DF THE FINAL ORDER OF NATION
.,	1. 12 14.,					I	1						1 ^	1 ^	Ш		1 ^	I	ı	SUPP	LEMENTAL TO WA	ATER RIGHTS UNDER
																				DOUGL	AS COUNTY APN'S	5: 1219-14-002-061, 016.

PROOF NO.		CLAIMA	NT			sou	RCE			РО	INT(S) OF	DIVERS	ION		YEA	ARLY: PEI			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06359	DENNIS R.	AND THER	ESE S. BU	JCKLEY		SHERIDA SOUTH DI				NE¼SE M.D.B. FROM SE SEC NW¼SW	% SEC. 1 &M., N.03 COR. OF CONDARY //4 SEC. 1 &M., N.13	/ DIVERS 14, T.12N. 3°37'E. 1,7	R.19E., 647 FT. CTION 15 ION: , R.19E.,		AAL	l. 1 TO DE	C.31		K WATER 1871			
							40	PLACE ACRE DI	OF USE										ACRES PER SECTION		REMA	RKS
SECTION	TOWN-	RANGE		N	€ :	1:1:1	1:1:1	N	w		1:1:1	s	w	1:1:1	:::::	S	ξ : : :	1:1:1:		STOCKV	/ATER IS RECOGI	NIZED FOR 30 HEAD OF
14	SHIP T. 12 N.,	D 10 F	NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	SW	SE ×	NE	NW	SW	SE		LIVESTO	CK, SEE SEC. XII C DETERMII	F THE FINAL ORDER OF NATION
14	1. 12 IV.,	, N. 19 E.								<u>I</u>	^_	I	1	. ^	II	<u> </u>	_ ^	ı	J		THE BARBER CR	TER RIGHTS UNDER EEK DECREE. N: 1219-14-002-020.

																					DUTY	
PROOF		CLAIMAN	IT.			sou	JRCE			PC	INT(S) OI	DIVERS	ION		YEA	RLY: PER	RIOD	PUF	RPOSE &	FLOW	ACFT./	TOTAL
NO.																OF USE		PF	IORITY	CFS	ACRE	ACFT.
V-06360	DENNIS R.	AND THERE	SE S. BL	JCKLEY		SHERIDA	AN CREEK	K		P	RIMARY I	DIVERSIO	N:		APF	2.1 TO OC	T. 15	IRR	IGATION	0.175	4.00	72.00
						(SOUTH D	IVERSIO	N)		NE¼SE	¼ SEC. 1	5, T.12N.,	R.19E.,						1871			
										M.D.B	.&M., N.03	°08'W.1,	647 FT.									
										FROM SE	COR. OF	SAID SE	CTION 15									
										SE	CONDAR	DIVERS	ION:									
										NW¼SV	V¼ SEC.	4, T.12N	, R.19E.,									
										M.D.B	.&M., N.1	3°37'E. 1,	716 FT.									
										FROM SW	COR. OI	SAIDSE	CTION 14	١.								
																			ACRES			
									E OF USE										PER		REMA	RKS
							41	0 ACRE D	ESCRIPT	ONS									SECTION			
SECTION	TOWN-	RANGE	: : : :	N	E		H : - : - :	N	NA /		H : - : - :		w		H: -: -:	9	-		1	CEL	- DDOOF V 04350 F	OR STOCK WATER.
LOTION	SHIP	NAME :	NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	l nw	sw	SE	1			ATER RIGHTS UNDER
14	T. 12 N.,	R. 19 E.					1				1.80		1	7.90		2.10	6.20		18.00		THE BARBER CF	
															TOTAL A	CRES AL	LOTTED		18.00	DOL	JGLAS COUNTY AF	PN: 1219-14-002-020.
															<u> </u>							

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PROOF NO.		CLAIMA	NT			sou	RCE			РО	INT(S) O	F DIVERS	SION		YEA	RLY: PEI			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06361	STEPHEN PAUL P.	RAY AND L				SHERIDA				NE¼SE M.D.B. FROM SE SEC NW¼SW M.D.B	&M., N.03 COR. OF CONDAR' 1/4 SEC	5, T.12N 3°08'W. 1 5 SAID SI Y DIVERS 14, T.12N 3°37'E. 1	, R.19E., ,647 FT. ECTION 15 BION: ., R.19E.,		NAL	. 1 TO DE	C. 31		K WATER			
							40	PLACE	OF USE										ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E. SW	SE	NE	NW	w sw	SE	NE	NW	sw sw	SE	NE	NW S	E SW	SE				NIZED FOR 40 HEAD OF IF THE FINAL ORDER OF NATION
14	T. 12 N.,	R. 19 E.										Х		Х		Х	X		J		THE BARBER CR	TER RIGHTS UNDER EEK DECREE. N: 1219-14-002-007.

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																					DUTY	
PROOF		CLAIMAN	т			sou	JRCE			PO	INT(S) OF	DIVERS	ION		YEA	RLY: PER	RIOD	PUF	RPOSE &	FLOW	ACFT./	TOTAL
NO.																OF USE		PR	IORITY	CFS	ACRE	ACFT.
V-06362	STEPHEN F	RAY AND LU	CETTE S	NOMIS		SHERIDA	AN CREE	K		P	RIMARY [DIVERSIO	N:		APF	2.1 TO OC	T. 15	IRR	IGATION	0.316	4.00	130.40
	PAUL P.	AND MORE	NE L. SIN	NON		SOUTH D	IVERSIO	N)		NE¼SE	¼ SEC. 1	5, T.12N.	R.19E.,						1871			
										M.D.B	.&M., N.03	°08'W.1,	547 FT.									
										FROM SE	COR. OF	SAID SE	CTION 15	5.								
											CONDARY											
										NW¼SV	V¼ SEC. 1	14, T.12N	, R.19E.,									
										M.D.B	.&M., N.13	3°37'E. 1,	16 FT.									
										ROM SW	COR. OF	SAIDSE	CTION 1	4.								
																			ACRES			
								DI ACI	OF USE										PER		REMA	DVC
							4	O ACRE D											SECTION		KEWA	KKS
								O ACKL D	LOCKII	0113									SECTION			
SECTION	TOWN-	RANGE		N		1:1:1		N	W	1:1:1		S	W	1:1:1	1::::	9	É :	1:1:1	1	SEE	E PROOF V-06361 F	FOR STOCK WATER.
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE		SUPI	PLEMENTAL TO WA	ATER RIGHTS UNDER
14	T. 12 N.,	R. 19 E.									14.20	5.00				13.20	0.20		32.60	1	THE BARBER CF	REEK DECREE.
		•		•		•		-	•		•	•	•	•	TOTAL A	CRES AL	LOTTED	-	32.60	DOU	JGLAS COUNTY AF	PN: 1219-14-002-007.
in the second															<u> </u>					1		

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PROOF NO.		CLAIMA	NT			sou	RCE			PC	DINT(S) C)F D	DIVERSION			YEA	RLY: PEI			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
				1	1				1													T	T
V-06363	ROBERT D	AND WAN	IDA D. SH	OCKEY		LUTHER	CREEK			F	PRIMARY	DIV	/ERSION:		-	APR	.1 TO OC	T. 15	IRF	RIGATION	* 2.160	4.00	319.88
										NE¼SE	E¼ SEC.	35,	T.12N., R.19E			JAN	. 1 TO DE	C.31		DMESTIC			
													16"W. 3072.0 I							1865			
									1				ID SECTION :										
										ALPIN	NE COUN	TY,	CALIFORNIA										
										SE	CONDAR	Y D	IVERSION:										
										NE¼SE	E¼ SEC.	26,	T.12N., R.19E										
										M.D.B	8.&M., N.O	7°0	7'W. 1,471 FT										
										FROM SE	E COR. O	FS	AID SECTION	26.									
									ļ.														1
																				ACRES			
									E OF US											PER		REMA	ARKS
							40	ACRE D	ESCRIPT	IONS										SECTION			
SECTION	TOWN-	RANGE	: - : - :	. N	F- 1 - 1 -	: - : - : 	1 - 1 - 1	N	I.W		W: -: -		s.w		: H :	-:-:	s	F 1 - 1 -	3 - 3 - 3	-			
,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	SHIP		NE	NW	SW	SE	NE	NW	sw	SE	NE	Ì	NW SW			NE	NW	sw	SE	1	SEE	E PROOF V-06364	FOR STOCK WATER.
25	T. 12 N.,	R. 19 E.			23.00				4.88	23.36	18.82		5.08				4.83			79.97	* 1/3 0	DF 10 C.F.S. APPU	RTENANT TO 79.97 OF
															T	A JATC	CRES AL	LOTTED		79.97	123.58	ACRES LOCATED	WITHIN THE SW1/4NE1/4,
																					S½NW¼,N	W¼SE¼ AND W½	SW¼ SECTION 25, SE¼NV
creage is i	llustrated on t	he Douglas	County As	ssessor's	Parcel plai	t as 40.00	acres for	parcel *	1219-25-0	02-001 an	id 40.00 a	cres	s for parcel * 1	219-25-00	1-008	. The s	um of acr	eage for t	his area		AND NE 1/4	SE¼ SECTION 26	, T.12N., R.19E., M.D.B.&M
nder this c	laim is 87.5 ac	cres. The 8	7.5 acres	exceeds t	he 80.00 a	cres within	APN's *	1219-25-	002-001 a	and * 1219	-25-001-0	008.	Therefore, ac	reage was	recal	lculated	by the St	ate Engin	eer's offic	e as	DOU	JGLAS COUNTY A	PN'S 1219-25-002-001
eflected in	the "PLACE C	F USE - 40	ACRE DE	SCRIPTI	ONS".																	AND 1219-2	25-001-008.
Note: Dou	uglas County /	APN 19-300	0-19 and th	ne west for	rty (40) acr	es of APN	19-300-	37 have b	een recor	figured int	to two (2)	fort	y (40) acre par	cels numb	ered	1219-25	5-002-001	and 1219	-25-001-0	008.			

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PROOF NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06364	ROBERT D. AND WANDA D. SHOCKEY	LUTHER CREEK	PRIMARY DIVERSION: NEWSEW SEC. 35, T.12N., R.19E., M.D.B.&M., S.13°21'16'W. 3072.0 FT. FROM NE COR. OF SAID SECTION 35, IN ALPINE COUNTY, CALIFORNIA. SECONDARY DIVERSION: NEWSEW SEC. 26, T.12N., R.19E., M.D.B.&M., N.07°07'W. 1,471 FT. FROM SE COR. OF SAID SECTION 26.	JAN. 1 TO DEC. 1	STOCK WATER 1865			
		40 ACRE D	OF USE ESCRIPTIONS		ACRES PER SECTION		REMA	RKS
SECTION 25	TOWN-SHIP RANGE NE NW T. 12 N., R. 19 E. NW	E:	W SW SE NE NW SW SE X X X X X X	NE NW SW	SE	LIVESTO	CK, SEE SEC. XII C DETERMIN	IIZED FOR 100 HEAD OF DE THE FINAL ORDER OF NATION. S 1219-25-002-001, 008.

PROOF NO.		CLAIMA	NT			sou	RCE			PO	INT(S) OF	DIVERSI	ON		YEA	RLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
1																				ı	ı	T
V-06365	BROOKS F	AMILY TRU				LUTHER	CREEK			NE¼SE M.D.B.&I ROM NE (ALPIN SE(NE¼SE	¼ SEC. 3 M., S.13°2 COR. OF S E COUNT CONDARY ¼ SEC. 2	DIVERSION 5, T.12N., I 1'16"W. 30 SAID SECT Y, CALIFO ' DIVERSION 6, T.12N., I	R.19E., 172.0 FT. FION 35, I PRNIA. ON: R.19E.,	N		2.1 TO OC		DOI	GATION MESTIC 1865	* 1.18	4.00	236.80
												°07'W. 1,4 SAID SEC										
							40		OF USE										ACRES PER SECTION		REMA	ARKS
SECTION	TOWN-	RANGE		N	E			N	w	1:1:1		s	W				E	1:1:1:				
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	sw	SE		SEE	PROOF V-06366	FOR STOCK WATER.
25 26	T. 12 N., T. 12 N.,								4.60			35.50	3.90		15.20				44.00 15.20			RTENANT TO 43.61 OF WITHIN THE SW¼NE¼,
															TOTAL A	CRES AL	LOTTED	-	59.20	AND NE%	SE¼ SECTION 26	SW¼ SECTION 25, SE¼NW¼ , T.12N., R.19E., M.D.B.&M. UNTY APN 1219-26-002-013.

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PROOF NO.	CLAIMA	NT		sou	RCE			РО	DINT(S) OF	FDIVERS	ION		YEA	ARLY: PEF OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06366	BROOKS FAMILY TRU DATED FEBRUA			LUTHER	CREEK			NE¼SE M.D.B.&I ROM NE (ALPIN SE(NE¼SE M.D.B.	RIMARY I W SEC. 3 M., S.13°2 COR. OF : IE COUNT CONDARY W SEC. 2 &M., N.07 COR. OF	5, T.12N., 11'16"W. 3 SAID SEC TY, CALIFO ODIVERS 6, T.12N., 7°07'W. 1,	R.19E., 072.0 FT. TION 35, DRNIA. ION: R.19E., 471 FT.		NAL	. 1 TO DE	C. 31		WATERING 865			
SECTION	SHIP	NE NW	VE-	SE	40 NE	ACRE D	E OF USE ESCRIPTI W : : :		NE NE	::::s	w :	SE	NE NE	::::s	5. SW	SE	ACRES PER SECTION			NIZED FOR 120 HEAD OF DF THE FINAL ORDER OF
25 26	T. 12 N., R. 19 E. T. 12 N., R. 19 E.						X			X	X		Х					PORTION (OF DOUGLAS COU	JNTY APN 1219-26-002-013

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PROOF NO.		CLAIMA	NT			SOL	JRCE			PC	INT(S) OF	DIVERS	ION		YEA	ARLY: PEI			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
					1				1						1				1			
14.04047							00554								4.05		T 45	IDDI	2171211	* 0 000	40.74	570.04
V-06367	50	COSSA BRO	JIHERS		DEE	MILLER RS SPRIN		THED		ADA/I/ ADA	* MILLEF					R.1 TO OC			GATION	* 2.000 ** 0.150	* 2.71 ** 0.27	578.04 57.591
						KS SPKIN UNNAMEI					v ¼ SEC. 2 kM., S.65°				JAN	I. 1 TO DE	.6.31		MESTIC 852	0.150	0.27	57.591
						UNINAIVIEL	J SPRING	,3			/ COR. OF				The State	. Engines	r dotormin			bloot to a 4 de	L	Acres water users and
										FROIVI IV	COR. OF	SAID SE	ECTION 20	3.		-			every 14 days	-	ay rotation for Greet	i Acres water users and
											** BEERS	SSPRING	2		a 10 day	TOTATION TO	i tile 3co.	Sa Kalicii	every 14 day.	S.	İ	
										NW WSE	1/4 SEC. 2											
											&M., S.84°											
											E E¼ COF			2.								
									•						•						•	
																			ACRES			
								PLAC	E OF USE										PER		REMA	RKS
							41	0 ACRE D	ESCRIPT	IONS									SECTION			
									 .													
SECTION	TOWN-	RANGE		N			: - : - :		ı W				W	<u>: : : : :</u>		S						OR STOCK WATER.
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE				D DUTY OF WATER
	T. 12 N.,				1.00	10.20	ļ				14.20			20.80	40.00	35.00	37.00	26.40	184.60			4.0 ACRE-FEET PER
	T. 12 N.,								1			5.00	9.20	1	1	ļ			14.20			/OR ALL SOURCES.
26	T. 12 N.,	R. 19 E.		2.50			12.00								TOTAL 4	005041	LOTTED		14.50			DES PERMIT 24557,
															TOTAL A	CRES AL	LOTTED		213.30		CERTIFICATE 8079	
																						L TO PROOF V06371.
																						UNDER THE BARBER
																						EMENTED BY PERMIT
																						ERMIT 24201, CERT. 6813 1219-23-002-010, 011.
																				DOUG	LAS COUNTY APN	1219-23-002-010, 011.

PROOF NO.		CLAIMA	NT			sou	RCE			PC	INT(S) OI	F DIVERS	ION		YEA	RLY: PEF			POSE &	FLOW	DUTY ACFT./ ACRE	TOTAL ACFT.
NO.																OF USE		PR	IORIT	CFS	ACRE	ACF1.
V-06368	S	COSSA BR	OTHERS			MILLER	CREEK,				* MILLEI	RCREEK			1AL	I. 1 TO DE	C. 1	STOC	K WATER			
					BEER	S SPRIN	G AND OT	THER		NW ¼ NV	V¼ SEC.	26, T.12N.	, R.19E.,					1	1852			
					L	INNAMED	SPRING	S		M.D.B.8	&M., S.65°	10'E. 1,06	9.01 FT.		The State	e Engineer	determin	es that Mill	ler Creek is su	bject to a 4 da	y rotation for Green	Acres water users and
										FROM NV	COR. OI	SAID SE	CTION 26		a 10 day	rotation fo	r the Scos	sa Ranch	every 14 days	5.		
											BEERS	SPRING										
										NW1/4SE	E¼ SEC. 2	2, T.12N.	R.19E.,									
										M.D.B.	&M., S.84°	°02'W 2,1	84.0 FT.									
										FROM TH	E E¼ CO	R. OF SAI	D SEC. 22									
																			ACRES			
								PLAC	E OF USE										PER		REMAI	RKS
							40	ACRE D	ESCRIPT	ONS									SECTION			
SECTION	TOWN-	RANGE		N				N	W			S	W			s	E					IZED FOR 545 HEAD OF
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		LIVESTO		F THE FINAL ORDER OF
22	T. 12 N.,	R. 19 E.							PORT	IONS OF	THIS SEC	CTION									DETERMIN	ATION.
23	T. 12 N.,	R. 19 E.			X	X					X			X	Х	Х	X	Х		THIS	PROOF SUPERCE	DES PERMIT 24557,
24	T. 12 N.,	R. 19 E.										Х	Х								ERTIFICATE 8079,	MILLER CREEK
26	T. 12 N.,	R. 19 E.		X			X													THIS PRO	OF IS SUPPLEME	NTAL TO PROOF V06372.
					·		·		·	·	·	·	·		·		·		•	DOUGL	AS COUNTY APN'S	1219-23-002-010, 011;
																					1219-22-0	02-001.

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PROOF NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06369	WILEY W, LLC	MOTT CREEK	PRIMARY DIVERSION:	JAN. 1 TO DEC. 1	STOCK WATER			
	BETTIE KENNARD KANELOS TRUST		NE'4SE'4 SEC. 04, T.12N., R.19E., M.D.B.&M., S.12*45'W. 763 FT. FROM		1853			
	MICHAEL STEVEN BELLIK		E¼ COR. OF SAID SECTION 04.					
	ERIK AND MYRNA J. VINDUM		SECONDARY DIVERSION: SW%SW% SEC. 34, T.13N., R.19E., M.D.B.&M., N.89*56'E. 779 FT. FROM					
	BARBARA JANE HUGHES		SW COR. OF SAID SECTION 34.					
	THE BENSON FAMILY 2008 TRUST DATED OCTOBER 14, 2008							
	CHAMPLIN NEVADA TRUST							
			CE OF USE DESCRIPTIONS		ACRES PER SECTION		REMARI	(S
ECTION	TOWN- RANGE		N.W.:	: ::::::::::::::::::::::::::::::::::::				ED FOR 120 HEAD OF
34	SHIP NE NW T. 13 N., R. 19 E. NE NW	SW SE NE NW	SW SE NE NW SW SE	NE NW SW	SE X	LIVESTO	DETERMINA	THE FINAL ORDER OF TION.
01						DOU	GLAS COUNTY APN THROUGH	

PROOF NO.	CLAIMANT		SOURCE			POI	NT(S) OF I	DIVERSIO	ON		YEA	ARLY: PE OF USE			PURPOSE PRIORITY		FLOW CFS	DUTY ACFT./ ACRE		TOTAL ACFT.
V-06370	WILEY W, LLC		MOTT CREE	K		PR	IMARY DI	VERSION	l:		APF	R.1 TO OC	CT. 15		IRRIGATIO	N	1.100	3.40		431.46
						NE¼SE½	SEC. 04,	T.12N., F	R.19E.,		/AL	l. 1 TO DE	EC.31		DOMESTIC	С				
	BETTIE KENNARD KANELOS TR	UST			N	И.D.В.&М.	, S.12°45'\	V. 763 FT	r. FROM						1853					
						E¼ COF	R. OF SAIE	SECTIO	N 04.											
	MICHAEL STEVEN BELLIK																			
						SEC	ONDARY I	DIVERSIO	ON:											
	ERIK AND MYRNA J. VINDUN	И				SW¼SW	4 SEC. 34	, T.13N.,	R.19E.,											
					1	И.D.B.&М	., N.89°56'	E. 779 FT	. FROM											
	BARBARA JANE HUGHES					SW CO	R. OF SAII	SECTIO	ON 34.											
	THE BENSON FAMILY 2008 TRU	JST																		
	DATED OCTOBER 14, 2008																			
	CHAMPLIN NEVADA TRUST																			
1																				
															ACF	RES				
				PLACE	OF USE										PE	ER		R	EMARK	S
				40 ACRE DI	ESCRIPTIO	NS									SEC.	TION				
			 												- ,					
SECTION		NE		N			<u>:::::</u>													
		NW SW	SE NI	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW							STOCK WATERING.
34	T. 13 N., R. 19 E.								25.00	40.20		<u> </u>	40.0			26.90	DOU			5 1319-34-002-023
											TOTAL A	CRES AL	LLOTTE	D	1	26.90		THE	ROUGH	028.

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PROOF NO.		CLAIMA	ANT			sou	IRCE			PC	DINT(S) OF	FDIVERS	ON		YEA	ARLY: PE OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-06371	Si	COSSA BRI	OTHERS		FREI ANI WAS	LUTHER MILLER DERICKS D VARIOU SPRI TE AND E	CREEK, BURG DI IS UNNAI NGS. DRAIN WA	MED	M	NW%SE .D.B.&M SW CC SW%SE .D.B.&M SW CC .NE%SWD.B.&M SW CC SW CC	DIVERSI 2	23, T.12N., 21"E. 3,96' MID SECTI ON NO. 2 33, T.12N., 15"E. 3,24 MID SECTI ON NO. 3 24, T.12N., 20"E. 7,40' MID SECTI ON NO. 4 3, T.12N., 17"E. 4,12' MID SECTI ON NO. 5 26, T.12N., 16"E. 3,12'	R.19E., 3 FT. FRO ON 23. R.19E., 1 FT. FRO ON 23. R.19E., 2 FT. FRO ON 23. R.19E., 3 FT. FRO R.19E., 3 FT. FRO	M M	The State		r determin	es that a v	GATION 1852 ested right is se Section V	established fro	om these sources fo	r "drain and waste" water only
									E OF USE	ONS									ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E SW	SE	NE	NW	sw	SE	NE	NW	w sw	SE	NE	NW	SW	SE				R STOCK WATERING. DES PERMIT 24557,
23	T. 12 N.,				1.00	10.20									40.00	21.80	24.40	27.60	125.00		CERTIFICATE 8079	
	T. 12 N.,			L	34.30	2.70			21.30	32.50	20.00	40.20	13.90	1.80	 		 	1	166.70			NTAL TO PROOF V06372.
26	T. 12 N.,	K. 19 E.		0.40				<u> </u>	1		11	I			TOTAL A	CRES AL	LOTTED	1	292.10	SUPPI CREE	EMENTS WATER K DECREE. SUPPL	S 1219-23-002-010-011. UNDER THE BARBER EMENTED BY PERMIT ERMIT 24201, CERT. 6813

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PROOF NO.		CLAIMA	NT			SOU	RCE			РО	INT(S) O	F DIVERSI	ON		YE	ARLY: PEF OF USE	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT. ACRE		TOTAL ACFT.	
V-06372	SC	OSSA BRC	THERS		FRED AND WAST	VARIOU SPRII E AND D	CREEK, BURG DIT S UNNAM	MED TER	M	NW¼SE .D.B.&M., SW CC .SW¼SE .D.B.&M., SW CC .NE¼SW .D.B.&M., SW CC .SE¼SE .D.B.&M., SW CC .NW¼NE	% SEC. 2 N.54°04" OR. OF S DIVERS: % SEC. 2 N.73°40" OR. OF S DIVERS: % SEC. 2 N.79°43" OR. OF S DIVERS: % SEC. 2 DIVERS: % SEC. 2 N.86°42" OR. OF S DIVERS: % SEC. 2 S.88°03"	ON NO. 1 23, T.12N., 21°E. 3,961 AID SECTI ON NO. 2 23, T.12N., 15°E. 3,24' AID SECTI ON NO. 3 24, T.12N., 20°E. 7,400 AID SECTI ON NO. 4 3, T.12N., 17°E. 4,12° AID SECTI ON NO. 5 26, T.12N., 16°E. 3,12° AID SECTI	8 FT. FRO ON 23. R.19E., FT. FRO ON 23. R.19E., FT. FRO ON 23. R.19E., FT. FRO ON 23. R.19E., FT. FRO	M	The Stat		determin	1 es that a ve	K WATER 852 ested right is e Section V.	established t	from these sour	cces for '	'drain and waste' wal	er only
								40 A	LACE OF	CRIPTION									ACRES PER SECTION		F	REMARI	cs	
SECTION	TOWN- SHIP	RANGE	NE	NW N	sw	SE	NE	NW	w sw	SE	NE	NW S	w sw	SE	NE	NW S	E SW	SE					ED FOR 545 HEAD. THE FINAL ORDER	
23	T. 12 N.,	R. 19 E.			Х	Х									Х	Х	Х	Х			DET	ERMINA	TION.	
	T. 12 N.,			X	Х	Х			X	Х	Х	Х	Х	Х	 								ES PERMIT 24557,	
26	T. 12 N.,	IX. 17 E.	I	^	I	U					l	I			II	1		<u> </u>		SUPF CRE	LAS COUNTY 1219 PLEMENTS WA EK DECREE. S	APN'S 1 9-22-002 ATER UN	MILLER CREEK 1219-23-002-010, 01 2-001. NDER THE BARBER MENTED BY PERMI MIT 24201, CERT. 6	R T

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																					DUTY	
PROOF		CLAIMA	NT			sou	RCE			PC	INT(S) O	F DIVERS	ON		YEA	RLY: PEF	RIOD	PUF	RPOSE &	FLOW	ACFT./	TOTAL
NO.																OF USE		PR	RIORITY	CFS	ACRE	ACFT.
V-06831	LARRY L	EE & JOYO	E H. LAC	KEY		MOTT	CREEK			NE¼SE	% SEC.	04, T.12N.,	R.19E.,		APR	.1 TO OC	T. 15	IRR	IGATION	0.102	4.00	27.68
										M.D.B.&	M., S.14°	15'43"W.7	57.47 FT.		JAN	. 1 TO DE	C.31	DO	MESTIC			
	TODD R. &	JACQUEL	YN M. WE	ERNER						FROM E	COR. O	F SAID SE	CTION 04						1852			
																			ACRES			
								PLACE	OF USE										PER		REMAI	RKS
							40	ACRE DI	SCRIPT	ONS									SECTION			
																			-	1		
SECTION	· ·	RANGE		N E															•			OGNIZED, SEE SEC. XII OF
	SHIP		NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE	NE	NW	SW	SE		F	INAL ORDER OF D	ETERMINATION
3	T. 12 N.,	R. 19 E.												2.36		1.33	3.23		6.92	DOU	IGLAS COUNTY AF	PN 1219-03-002-099.
															TOTAL A	CRES AL	LOTTED		6.92			

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PROOF NO.		CLAIMA	NT			sou	JRCE			PC	DINT(S) O	F DIVER	SION		YEA	ARLY: PE			RPOSE &	FLOW CFS	DUTY ACFT. ACRE	,	TOTAL ACFT.
V-07486	MICHAE	EL CATHER		IND		MILLED	CREEK,				* MILLE	OCDEE	,		ADE	R.1 TO O	T 15	IDD	IGATION	* 0.127	* 2.71		5.10
V-07480		IN L. CATH			LIN	INAMED S		Δ) 8.		NE 14 NW	/¼ SEC. 2					I. 1 TO D			MESTIC	** 0.030	** 4.00		19.44
i	KODI	IIV E. CATI	ILIKWOOI	Ь		NNAMED							,982.63 F1	г	3741	4. T TO D	LC.51	-	1853	***	4.00		***
i							01 111110	(5)		FROM NV					The State	e Enginee	er determin			ubject to a 4 o	day rotation for	Green	Acres water
												0/110	20110112			-			ossa Ranch ev	-	ady rotation for	0100111	toros mator
										**	UNNAMEI	SPRIN	G (A)										
										NE¼NV	/¼ SEC. 2	26, T.12N	., R.19E.,		Unname	d Spring (A) is the s	ame water	r source as Ja	ckson Spring	"A" under Proo	f V0634	2.
										M.D.B.&1	и., S.65°2	0'28"E. 2	,614.06 FT	Γ.									
										FROM NV	V COR. O	SAIDS	ECTION 2	26.	The State	e Enginee	er determir	nes that a	vested right is	established f	rom Unnamed	Spring (D) for a direct
															diversion	right, sul	oject to the	e delivery r	rates describe	d in the Final	Order of Deterr	nination	
i											UNNAME	SPRIN	G (D)										
i										SE¼NV	/¼ SEC. 2	6, T.12N	., R.19E.,										
										M.D.B.	§М., S.47°	37'14"E.	3,508 FT.										
										FROM NV	V COR. O	F SAID S	ECTION 2	26.									
																			ACRES				
							4	PLAC 0 ACRE D	E OF US										PER SECTION		F	EMAR	(S
SECTION	TOWN-	RANGE	, · . · ·	N	<u></u>			. N					s w				S E					DE00.	
SECTION	SHIP	KANGE	NE	NW	sw	SE	NE	I nw	sw	SE	NE	NW	sw	SE	NE	NW	SW	SE	1				GNIZED, SEE SEC. XII OF TERMINATION
23	T. 12 N.,	R 19 F		1		02		1	1	1	<u> </u>		1	1	1	1111	1	X		TH	IF TOTAL COM	IRINED	DUTY OF WATER
	T. 12 N.,										1		X		1					1			ACRE-FEET PER
							ш				u			1	TOTAL A	CRES A	LLOTTED	•	4.86	AC	RE FROM ANY	AND/	OR ALL SOURCES.
ĺ															<u> </u>					THE S	TATE ENGINE	ER DET	ERMINES THAT THIS
WATER FR	OM UNNAMEI	D SPRING	(A) IS SUI	вјест то	A ROTA	TION SCH	HEDULE II	MPOSED	BY THE S	STATE EN	GINEER II	INVOL'	/ED PART	TIES CAN	NOT REAC	CH AN AG	REEMEN	T ON A S	CHEDULE	PROOF	SUPERCEDES	PERM	IT 24525, CERTIFICATE
INTERNALL	Y AS PER CO	DURT ORD	ER DATE	D DECEM	1BER 24,	2013 (CAS	SE NO.: 0	8-CV0363	-E)											8136	, "MILLER CR	EEK", A	ND PERMIT 24526,
***The first 1	1.50 cfs from l	Unnamed S	Spring (D)	is allocate	d to Proof	s V-06321	1, V-06323	3 and V-08	8850. Flov	in Excess	of 1.50 c	fs shall b	e divided i	n a 60%/4	10% split, w	/ith 40% b	eing route	ed through	the	CE	RTIFICATE 8	37, "UI	INAMED CREEK".
diversion to	the north, that	t flows bene	eath Footh	nill Road to	the east	and direct	ts water th	rough the	"Bisecting	g Ditch" un	der claim	V-08850	The 40%	portion wi	II be used t	o suppler	nent Sprin	g (A) flow	within)	(- LOT 15 ON	THE SU	IPPORTING MAP.
the samerot	ation schedule	e for said s	pring (A) a	s applied	to Proofs	V-06322,	V-06325,	V-06326,	V-06327,	V-06328, \	/-06329, \	-06330,	V-06331, \	V-06333,	V-06334, V	-07486, V	-09264, V	-09265, V	-09266 and	DC	UGLAS COUN	TY API	1 1219-23-002-013.
V-09270. Re	efer to Table 8	for the dis	tribution ta	able as it p	ertains to	the 60%/	40% divisi	ion of the i	rrigation v	vater from	Unnamed	Spring (I	0).										

PROOF NO.		CLAIMA	NT			sou	URCE			PC	DINT(S) O	F DIVERS	SION			RLY: PEI OF USE	RIOD		POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-08850		ENDYKE F		JST	IANNU		RING (A) -	DIRECT				SPRING				1 TO OC			GATION	*0.077	* 4.00	49.72
	DA ⁻	TED MARC	H 2, 1978				RSION,						I., R.19E.,		_	1 TO DE			MESTIC	**1.50	4.00	102.16
							SPRING (I	,				.24°E. 1,5			JAN.	1 TO DE	C.31		K WATER	S ⁻	TOCKWATER IS	ALSO RECOGNIZED.
					LUTHE	R CREEK	- RETUR	N FLOW		FROM NV	V COR. O	F SAID SI	ECTION 26	5.				1	853			
																						06342. This spring is
												SPRING									wing drain that bis	
												26, T.12N.				-			-			ng (D) for a direct
												37'14"E.				-						he south side of the
										FROM NV	V COR. O	F SAID SI	ECTION 26	5.		-	ng drain d	itch that bi	sects this par	cel of land. L	Innamed Spring "/	A" water cannot be commin
															with this s	ource.		ı			ı	1
												K RETURI						<u> </u>				1
												35, T.12N.									om Luther Creek f	or "drain
													3,072 FT.		and waste	* water o	nly. No di	version rat	e or duty is al	lowed. See S	ection V.	1
										FROM NE	COR. O	F SAID SE	ECTION 35).								
					l				ı						l.						1	
								DI AC	E OF USE	_									ACRES PER		DEM	ARKS
							4														KEW	ARRO
								0 ACRE D	ESCRIPT	IONS	II								SECTION	0700		
ECTION	TOWN-	RANGE					::::	0 ACRE D	ESCRIPT	IONS			s-w				Ę : : : :				WATER IS RECO	GNIZED FOR 30 HEAD OF
ECTION	TOWN- SHIP	RANGE	NE	N NW	E SW	SE		0 ACRE D	ESCRIPT	IONS SE	NE	NW	SW	SE	NE NE	s NW	E SW	SE		LIVESTO	WATER IS RECO CK, SEE SEC. XI	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER C
	SHIP			NW	sw		NE	0 ACRE D	ESCRIPT	IONS SE	NE	NW		SE					SECTION	LIVESTO	WATER IS RECO CK, SEE SEC, XI DETERM E TOTAL COMBIN	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER C INNATION IED DUTY OF WATER
ECTION 26	SHIP	RANGE R. 19 E.					::::	0 ACRE D	SW LAND IF	SE RRIGATEI	NE FROM L	NW JNNAMED	SW	SE (A)						LIVESTO THI SHA	WATER IS RECO CK, SEE SEC. XI DETERA E TOTAL COMBIN ALL NOT EXCEE	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER
26	SHIP T. 12 N.,	R. 19 E.	NE	NW 6.39	SW 4.89	SE	NE	0 ACRE D	SW LAND IF	SE RRIGATEI	NE FROM L	NW JNNAMED	SW	SE (A)					SECTION 12.43	LIVESTO THI SHA ACI	WATER IS RECO CK, SEE SEC. XI DETERN E TOTAL COMBIN ALL NOT EXCEEI RE FROM ANY AI	GNIZED FOR 30 HEAD OF 1 OF THE FINAL ORDER O MINATION 1ED DUTY OF WATER 0 4.0 ACRE-FEET PER ID/OR ALL SOURCES.
	SHIP T. 12 N.,			NW	sw		NE	0 ACRE D	SW LAND IF	SE RRIGATEI	NE FROM L	NW JNNAMED JNNAMED	SW D SPRING D SPRING	SE (A)					SECTION	LIVESTO THI SHA ACI THE ST	WATER IS RECO CK, SEE SEC. XI DETERA E TOTAL COMBIN ALL NOT EXCEEI RE FROM ANY AN	GNIZED FOR 30 HEAD OF 1 OF THE FINAL ORDER C IMMATION 1ED DUTY OF WATER 0 4.0 ACRE-FEET PER ID/OR ALL SOURCES. DETERMINES THAT THIS
26	T. 12 N.,	R. 19 E. R. 19 E.	NE 6.77	NW 6.39	SW 4.89	SE 2.64	NE	0 ACRE D	SW LAND IF	SE RRIGATEI	NE FROM L	NW JNNAMED	SW D SPRING D SPRING	SE (A)					12.43 25.54	LIVESTO THI SHA ACI THE ST PROOF S	WATER IS RECO CK, SEE SEC. XI DETERM E TOTAL COMBIN ALL NOT EXCEET RE FROM ANY AN ATE ENGINEER GUPERCEDES PE	GNIZED FOR 30 HEAD OF 1 OF THE FINAL ORDER O IMMATION IED DUTY OF WATER 0 4.0 ACRE-FEET PER ID/OR ALL SOURCES. DETERMINES THAT THIS RMIT 24918, CERTIFICAT
26	SHIP T. 12 N.,	R. 19 E. R. 19 E.	NE	NW 6.39	SW 4.89	SE	NE	0 ACRE D	SW LAND IF	SE RRIGATEI	NE FROM L	NW JNNAMED JNNAMED	SW D SPRING D SPRING	SE (A)	NE	NW	SW		12.43 25.54	LIVESTO THI SHA ACI THE ST PROOF S 7843, "	WATER IS RECO CK, SEE SEC, XI DEFERR E TOTAL COMBIN ALL NOT EXCEEI RE FROM ANY AI ATE ENGINEER SUPERCEDES PE	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER 0 4.0 ACRE-FEET PER ND/OR ALL SOURCES DETERMINES THAT THIS RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919,
26	T. 12 N.,	R. 19 E. R. 19 E.	NE 6.77	NW 6.39	SW 4.89	SE 2.64	NE	0 ACRE D	SW LAND IF	SE RRIGATEI	NE FROM L	NW JNNAMED JNNAMED	SW D SPRING D SPRING	SE (A)		NW	SW		12.43 25.54	LIVESTO THI SHA ACI THE ST PROOF S 7843, "	WATER IS RECO CK, SEE SEC, XI DETERN E TOTAL COMBIN ALL NOT EXCEE! RE FROM ANY AI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. DETERMINES THAT THIS RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND
26 26 26	T. 12 N., T. 12 N., T. 12 N.,	R. 19 E. R. 19 E. R. 19 E.	NE 6.77	NW 6.39 7.02	4.89 9.11	2.64 2.64	1.15	O ACRE D	SW LAND IF	SE RRIGATEI RRIGATEI LUTHER	NE D FROM L D FROM L CREEK R	NW JNNAMED JNNAMED ETURN F	SW D SPRING D SPRING FLOW	(A) (D)	NE	NW CRES AL	SW	SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEE FROM ANY A! ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FR	T. 12 N.,	R. 19 E. R. 19 E. R. 19 E.	6.77 6.77 (A) IS SUE	6.39 7.02	9.11 A ROTA	2.64 2.64	NE 1.15	O ACRE D	SW LAND IF	SE RRIGATEI RRIGATEI LUTHER	NE D FROM L D FROM L CREEK R	NW JNNAMED JNNAMED ETURN F	SW D SPRING D SPRING FLOW	(A) (D)	NE	NW CRES AL	SW	SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEE FROM ANY A! ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES DETERMINES THAT THIS RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND
26 26 26 ATER FRITERNALL	T. 12 N., T. 12 N., T. 12 N., T. 12 N.,	R. 19 E. R. 19 E. R. 19 E. D SPRINGOURT ORD	6.77 6.77 (A) IS SUE ER DATE	NW 6.39 7.02 7.02 D DECEM	9.11 9.11 9.11 9.11	2.64 2.64 2.64 2.64 2.64	NE 1.15	O ACRE D	SW LAND IF	SE RRIGATEI RRIGATEI LUTHER	NE D FROM L D FROM L CREEK R	NW JNNAMED JNNAMED ETURN F	SW D SPRING D SPRING FLOW	(A) (D)	NE	NW CRES AL	SW	SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEE FROM ANY A! ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FRITERNALL	T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER CO	R. 19 E. R. 19 E. R. 19 E. D SPRING OURT ORD	6.77 6.77 (A) IS SUEER DATE	NW 6.39 7.02 3JECT TO D DECEM	9.11 A ROTA BER 24, :	2.64 2.64 2.64 TION SCH 2013 (CA:	1.15 HEDULE II	O ACRE D	SW LAND IF LAND IF BY THE S -E)	SE RRIGATEI LUTHER	NE D FROM L D FROM L CREEK R	NW JNNAMED JNNAMED ETURN F	SW D SPRING D SPRING D SPRING C LOW	SE (A) (D) (D) (ES CANN	NE NE TOTAL AG	NW CRES AL	SW	SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEE FROM ANY A! ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FRITERNALL	T. 12 N., T. 12 N., T. 12 N., T. 12 N., SM UNNAME Y AS PER CO	R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LLE is the exclusion	6.77 6.77 (A) IS SUEER DATE UTHER CR	6.39 7.02 7.02 BJECT TO D DECEMEEK RET	9.11 A ROTA BER 24, 3 URN FLO for 6.39 a	2.64 2.64 2.64 TION SCH-2013 (CAS) WS: acres loca	1.15 HEDULE II SE NO.: 0	MPOSED 8-CV0363	ESCRIPT SW LAND IF LAND IF	SE RRIGATEI LUTHER TATE EN	NE D FROM L D FROM L CREEK R GINEER I	NW NNAMED NNAMED NNAMED FINVOLV	SW D SPRING D SPRING D SPRING LOW FELOW FE	SE (A) (D) (ES CANN	NE NE TOTAL ACTION REACH	NW CRES AL	SW	SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FRITERNALL INAMED INAME	T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER CO SPRING (A), SPRING (A) is eec. 26, T.12h	R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LLE is the exclusion, R.19E.,	6.77 6.77 (A) IS SUE ER DATE THER CR SIVE SOURCE VI.D.B.&M.	NW 6.39 7.02 BJECT TO DECEMER RETE of water lying north	9.11 O A ROTA MBER 24, 3 TURN FLO for 6.39 a th of the d	2.64 2.64 2.64 TION SCH- 2013 (CA: 0WS: acres loca trainage di	1.15 HEDULE II SE NO.: 0	MPOSED 8-CV0363	ESCRIPT SW LAND IF LAND IF	SE RRRIGATEI LUTHER TATE EN	NE D FROM L D FROM L CREEK R GINEER I	NW NNAMED NNAMED NNAMED FINVOLV WWNEW appet to a pught the a	SW D SPRING D SPRING D SPRING PLOW PL	(D) ES CANN Cres within ed in this	NE NE TOTAL ACOT REACH	NW CRES AL	SW	SE SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FRITERNALL INAMED INAMED INAMED INAMED INAMED INAMED INAMED INAMED	T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER CO SPRING (A), SPRING (A) is ec. 26, T.128 SPRING "D"	R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LUCKS the exclusion, R.19E., Is appurted.	6.77 6.77 6.77 (A) IS SUEER DATE UTHER CR Silve Source V.D.B.&M. ant to 6.77	NW 6.39 7.02 BJECT TO D DECEM PEEK RET e of water lying nord	9.11 A ROTA BER 24, 3 Growth of the dicated with	2.64 2.64 TION SCH-2013 (CAS) DWS: acres localizatinage di in the NE	1.15 HEDULE II SE NO :: 0 ated within litch showr WNE ¼, 7.	MPOSED 8-CV0363 the NW 4-1 running i	LAND IF LAND IF LAND IF LAND IF LAND IF LAND IF VIEW A 4.89	SE RRRIGATEI LUTHER TATE EN Pacres with asterly dir.	NE D FROM L D FROM L CREEK R GINEER I hin the SV ection thro.	NW INNAMED INNAMED ETURN F INVOLV WWNEW abough the allows within the	SW D SPRING D SPRING D SPRING PLOW PL	(D) ES CANN Cres within ed in this	NE NE TOTAL ACOT REACH	NW CRES AL	SW	SE SE	12.43 25.54 9.41 37.97	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FRITERNALL NNAMED NNAMED NNAMED NNAMED D.B.&M. I	T. 12 N., T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER C(SPRING (A), SPRING (A) is sec. 26, T.12N SPRING "D" ying south of	R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LU Is the exclus N., R.19E., Is appurter the drainag	6.77 6.77 6.77 (A) IS SUE ER DATE UTHER CR Silve Source V. D.B.&M. ant to 6.77 e ditch she	NW 6.39 7.02 BJECT TO D DECEMPORE RET e of water lying nord acres locown running acres loc	9.11 A ROTA BER 24.: TURN FLC for 6.39 a th of the d cated with ng in a non	2.64 2.64 Z.64	NE 1.15 HEDULE II SE NO.: 0 ated within litch showr ¼NE¼, 7. y direction	MPOSED 8-CV0363 the NW 4-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1-1	LAND IF LAND IF LAND IF LAND IF LAND IF LAND IF LAND IF LAND IF	SE RRIGATEI LUTHER TATE EN Pacres will asterly dir NW N E 1/4 e listed in	NE D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L D FROM L	NW INNAMED INNAMED ETURN F INVOLV W¼NE¼ a bugh the a es within the	SW D SPRING D SPRING D SPRING LOW FLOW FLOW FLOW FLOW FLOW FLOW FLOW	(A) (D) (D) (ES CANN) (Cres within ed in this ed in this eave and 2.	TOTAL ACOT REACH	NW CRES AL H AN AGI	LOTTED	SE SE ON A SC	12.43 25.54 9.41 37.97 HEDULE	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 ATER FRITTERNALL NNAMED NNAMED EWNWW S NNAMED D.B.&M. I. JITHER CF	SHIP T. 12 N., T. 12	R. 19 E. R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LU is the exclus N., R.19E., I is appurter the drainag RN FLOW is	6.77 6.77 6.77 6.77 6.8 SUBJECT OF THE R CRESIVE SOURCE W. D.B.&M. ant to 6.77 e dilch she listed as to liste	NW 6.39 7.02 BJECT TO D DECEM EEK RET e of water lying nord racres loc own running being appropriate	9.11 A ROTA BER 24, FURN FLOTER 6.39 at the of the distance o	2.64 2.64 2.64 TION SCH2013 (CAS) DWS: acres localizatinage di in the NE: rtheasterly b 6.77 acre	NE 1.15 HEDULE II SE NO:: 0 sted within litch show whe w, 7, y direction resilucated.	MPOSED 8-CV0363 the NW 4- n running i 02 acres w through its	ESCRIPT WE SW LAND IF LAND IF LAND IF NE%, 4.89 n a norther within the N ne acreage P NE%NEX	SE RIGATE LUTHER TATE EN acres with asterty direction with Ne 1/4 and 2.64 and 4.64 and 4	NE D FROM L D FROM L CREEK R GINEER I hin the SV ection thro , 9.11 acre. this claim.	NW JINNAMED JINNAMED ETURN F F INVOLV WANE 4 a a a swithin the SE within the SE	SW D SPRING D SPRING D SPRING CLOW CLOW CLOW CLOW CLOW CLOW CLOW CLOW	(D) IES CANN cres within ed in this eE¼ and 2	NE TOTAL ACT The claim. 64 acres with the claim.	NW CRES AL H AN AGI	SW LOTTED LOTTED SEWNEWS SEWNEWS	SE SE ON A SC Sec. 26, T.	12.43 26.54 9.41 37.97 HEDULE	LIVESTO THI SH, ACI THE ST PROOF S 7843, " CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.
26 26 26 ATER FRITTERNALL NNAMED NNAMED EWNWW S NNAMED D.B.&M. I	SHIP T. 12 N., T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER C(SPRING (A), SPRING (A), SPRING (A), SPRING (B), R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LUST to the exclusion, R. 19E., I is appurted the drainagen FLOW is but may or	6.77 6.77 6.77 6.77 6.8 SUBJECT OF THE R CRESIVE SOURCE W. D.B. & M. ant to 6.77 e dilch she listed as to	NW 6.39 7.02 BJECT TO D DECEM EEEK RET e of water lying nord racres loc own running being apple	9.11 A ROTA BER 24, FURN FLO for 6.39 at the of the detailed with ang in a non-urrienant to dient from	2.64 2.64 2.64 TION SCH2013 (CAS) DWS: acres localizatinage di in the NE: rtheasterly p 6.77 acre in the point	NE 1.15 HEDULE II SE NO:: 0 ated within litch show whe w. 7. y direction resilucated at which it at which it at which it at which it at which it at which it at which it at which it at which it at which it at which it is not at the control of t	MPOSED 8-CV0363 the NW // n running i 02 acres w through th d within the it enters th	ESCRIPT W LAND IF LAND IF LAND IF NE¼, 4.89 n a norther within the N ne acreage e NE¼ NE¼ e claimed	SE RRIGATE LUTHER TATE EN acres with asterly dir WW.NE.W. allisted in 4 and 2.64 acreage.	O FROM L OFROM L OFROM L CREEK R In the SV ection thro yell acres with claim. acres with collection	NW INNAMED INNAMED ETURN F F INVOLV WANE 4 a abugh the a abugh the abug	SW D SPRING D SPRING D SPRING CLOW VED PART Cand 1.15 ac acreage list the SW kN	(D) IES CANN cres within ed in this cell. and 2 EE¼ and 2 adient is not defined in the cell. and 2	NE TOTAL ACH the claim. 64 acres will 2N., R.19E ot consister	NW CRES AL thin the S	SW LOTTED REEMENT SEWNEWS WM. Return toric or cur	SE SE ON A SC Sec. 26, T.:	12.43 25.54 9.41 37.97 HEDULE 12N., R.19E., ot	LIVESTO THI SHA ACI THE ST PROOF S 7843, ** CERTI	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER O MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.	
26 26 26 ATER FRITERNALL NAMED NNAMED NNAMED D.B.&M. I	T. 12 N., T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER C(SPRING (A), SPRING (A) is SPRING 'D' ving south of EEK RETUR this acreage, the minimum	R. 19 E. R. 19 E. R. 19 E. CD SPRING OURT ORD (D) AND LL (S) the exclusion of the draining and the draini	6.77 6.77 6.77 (A) IS SUBER DATE OF THER CR SIVE SOURCE W D.B.&M. and to 6.77 e ditch shot listed as t	8 JECT TO DECEMBER 1 JUNE 2010 1 JUNE 2010 2 JUNE 2010	9.11 A ROTA BER 24, 1 Toron 6.39 a that of the draged in a nor urtenant to dient from gg (D) and	2.64 2.64	NE 1.15 HEDULE II SE NO.: 0 ated within litch shown when ye, 7, y direction resilucated at which is used in a re-	MPOSED 8-CV0363 the NW 4 running i 02 acres w through it d within the it enters th	ESCRIPT W LAND IF LAND IF LAND IF LAND IF LAND IF EXAMPLE S SE RRRIGATE LUTHER Decrease with a sterly direction with the second se	D FROM L D FROM L D FROM L D FROM L CREEK R GINEER I L CREEK R GINEER I COLLECTION GOOD COLLEC	NW JNNAMED INNAMED INN	SW D SPRING D SPRING D SPRING CLOW VED PARTI Careage list Che SWANI ENNE SPRING D SPRING CONTROL CONTR	(C) (E) (E) (E) (E) (E) (E) (E)	TOTAL ACTION ACT	NW CRES AL H AN AGI	SW LOTTED LOTTED SEWNEWS SEWNEWS SWM. Return toric or curcess of 1.	SE ON A SC	12.43 25.54 9.41 37.97 HEDULE 12N., R.19E., ot	LIVESTO THI SHA ACI THE ST PROOF S 7843," CERTI DO	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD OF I OF THE FINAL ORDER OF MINATION IED DUTY OF WATER O 4.0 ACRE-FEET PER ID/OR ALL SOURCES. RMIT 24918, CERTIFICAT NG*, AND PERMIT 24919, NNAMED SPRING*, AND V-02856.	
26 26 26 ATER FRITERNALL INAMED INAMED EVANWA SON THER CENTRE ITER CONTROL THER CENTRE ITER CENTRE	T. 12 N., T. 12 N., T. 12 N., T. 12 N., DM UNNAME Y AS PER CO. SPRING (A), SPRING (A), SPRING (D'), India South of the service (A), LEEK RETURE this acreage, the minimum the water abo	R. 19 E. R. 19 E. R. 19 E. D SPRING OURT ORD (D) AND LL is the exclusion. N., R. 19E., is appurten the drainage in the dra	6.77 6.77 6.77 6.77 6.77 6.77 6.77 6.77	8.39 7.02 8.3ECT TO DECKEEK RET be of water lying norto own running being apply it downgrammed Sprin rough the	9.11 O A ROTA BER 24.: FURN FLC for 6.39 a th of the dougle in the diguidant from the d	2.64 2.64	HEDULE II SE NO.: 0 ated within litch shown with the second care within a retrieve that the flow of the second care that that flow is sed in a retrieve that that flow is sed in a retrieve that that flow is sed in a retrieve that the sed in a retrieve that the sed in a retrieve that the second care is set to be set	MPOSED 8-CV0363 the NW 4 through it distilled the test the totation schews beneat	BY THE S LAND IF LA	SERRIGATE RRIGATE LUTHER D acres will asterly dir NW ½NE ½ a listed in 14 and 2.6½ acreage. igating lar Road to th	D FROM L D FROM L D FROM L CREEK R GINEER I hin the SV ection through the claim. I acres will Collection ds under e east and	NW JNNAMED INNAMED	SW D SPRING D SPRING D SPRING D SPRING CELOW VED PARTI LICENSE SWANI EVANEW SCHOOL SPRING D	(CD) Cres within ed in this early and 2. eac. 26, T.1 dident is not 6323 and gh the "Bis"	the claim. 64 acres will 2N., R.19E of consister V-08850. I secting Ditc.	NW CRES AL H AN AGI Thin the state of the	SW LOTTED REEMENT SEWNEWS W. Return toric or curve costs of 1. Proof V-08	SE ON A SC ON A SC OF Shall B850. 60%	12.43 25.54 9.41 37.97 HEDULE 12N., R.19E., ot	LIVESTO THI SHA ACI THE ST PROOF S 7843, CERT DO	WATER IS RECO CK, SEE SEC, XI DETERA TOTAL COMBIN ALL NOT EXCEEI ATE ENGINEER SUPERCEDES PE UNNAMED SPRII FICATE 7842, "U PROOF	GNIZED FOR 30 HEAD O I OF THE FINAL ORDER (MINATION HED DUTY OF WATER) 4.0 ACRE-FEET PER HD/OR ALL SOURCES. RMIT 24918, CERTIFICA: NG", AND PERMIT 24919, NNAMED SPRING", AND V-02856.

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PROOF NO.		CLAIMA	NT			sou	RCE			PC	OINT(S) O	F DIVERS	ION		YEA	RLY: PEI			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-09039		IM E. MASC				MOTT (CREEK			M.D.B.&	M., S.14°	14, T.12N., 15'43"W. 7 SAID SE	67.47 FT.		NAL	. 1 TO DE	C. 31	GARI L	MESTIC, DEN AND .AWN 1852	0.003	3.59	0.88
							40		E OF USE										ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	SW	SE	NE	NW	w sw	SE	NE	:::s	w sw	SE	NE	NW S	E SW	SE			FER IS ALSO RECO	OGNIZED, SEE SEC. XII OF DETERMINATION
3	T. 12 N.,	R. 19 E.												0.22	TOTAL A	CRES AL	LOTTED		0.22	DOL	JGLAS COUNTY A	PN 1219-03-002-060.

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(5)

PROOF NO.		CLAIMA	ANT			sou	JRCE			PC	DINT(S) OF	DIVER	SION		YEA	RLY: PE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
															1					ı	1	1
V-09263	BRETT	A. & KARE	N A. KIME	BALL		MOTT	CREEK				E¼ SEC. 0				APF	1.1 TO OC	T. 15	1	IGATION 1852	0.129	4.00	34.92
	RO	BERT S. CI	HUDNOW								COR. OF								1002			
	S	TEVEN & SY	YLVIA RE'																			
																			ACRES	I		
							40	PLAC	E OF USE	-									PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E SW	SE	NE	NW	w	SE	NE	NW	s.w sw	SE	NE	NW S	E sw	SE			TER IS ALSO REC	OGNIZED, SEE SEC. XII OF DETERMINATION
3	T. 12 N.,	, R. 19 E.									1.80			1.72		5.01	0.20		8.73	NO	PROOF OF APPRO	PRIATION IS FILED
															TOTAL A	CRES AL	LOTTED		* 8.73	ON TH	IS ACREAGE LOC	ATED AS DESCRIBED
his land is	described a	s Douglas C	ounty Ass	essor's Pa	rcels 121	9-03-002-0	082, 084, b	peing 8.72	8 acres lo	cated with	in portions	of the N	IE¼SW¼,	SE¼SW¼	, NW¼SE	¼ and SW	/4SE/4, S	ection 3,		IN TH	IE SHADED INSER	T AND IN THE PLACE
.12N., R.19	9E., M.D.B.&	M. The Sta	te Engine	er determir	nes that w	ater has b	een divert	ed from M	ott Creek	and place	d to benefi	cial use	on this acr	eage base	d on Map	No. 4891,				OF USE	DESCRIPTION. T	HEREFORE, THE STATE
U.S. Geolog	gical Survey	, Hydrograph	nic Branch	n, Reclama	ation Serv	ce, for the	Truckee-	Carson Pr	oject, Nev	.", Dated .	July 27, 19	04 and 1	1938 Aeria	photos of	Carson V	alley Botto	m Land,			ENGI	NEER DETERMINE	S THAT IN ORDER TO
	20, 1938. TI																			ISSUE.	A COMPLETE AND	ACCURATE SUMMARY
-	hin each fort		arcel was	calculated	d with an e	electronic	planimeter	to within	0.072 acre	es. The ac	reage was	then pro	oportionally	reduced	within each	forty (40)	acre					THE WATERS OF MOTT
ubdivision	to equal 8.7:	28 acres.																				MITTED ON BEHALF OF
																						R(S) OF RECORD BY
																						STATE ENGINEER.
																						RIGATED ACREAGE
																						8 ACRES AS DESCRIBED
																						Y ASSESSOR'S OFFICE APN'S 1219-03-002-082, 084

PROOF NO.		CLAIMAN	١T			SOUI	RCE			PC	OINT(S) OF	DIVERSION		YEA	RLY: PEF	RIOD		POSE & IORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
				$\overline{}$																	
V-09264	T'	YNE HONKA	NEN &			MILLER (CREEK				* MILLER	CREEK		APR	1.1 TO OC	T. 15	IRRI	GATION	* 0.066	* 2.71	6.86
		MARSHALL	KYLE		INU	NAMED SI	PRING (A	۸) &		NE¼NW	/¼ SEC. 2	6, T.12N., R.19E.,					1	1853	** 0.016	** 4.00	10.12
					UN	NAMED S	SPRING ((D)		M.D.B.&N	Л., S.82°27	"34"E. 1,982.63 FT							***	***	***
										FROM NV	COR. OF	SAID SECTION 2									
															-					ay rotation for Green	Acres water users and
												SPRING (A)		a 10 day	rotation fo	r the Scoss	sa Ranch	every 14 days	S.		
												6, T.12N., R.19E.,)'28"E. 2.614.06 FT		Unnamor	N Spring (A) is the sar	mo water	cource as lac	ckson Spring "	A" under Proof V063	242
												SAID SECTION 2		Officialited	Spring (A	t) is the sai	ne water	source as Jac	ckson Spring	A dilder Proof voos	942.
														The State	Engineer	determine	s that a v	ested right is	established fro	om Unnamed Spring	(D) for a direct
											UNNAMED	SPRING (D)		diversion	right, subj	ect to the o	delivery ra	ates described	d in the Final C	Order of Determination	on
										SE¼NW	/¼ SEC. 2	6, T.12N., R.19E.,									
										M.D.B.8	kM., S.47°3	37'14"E. 3,508 FT.									
										FROM NV	COR. OF	SAID SECTION 2	١.								
																		ACRES			
							40	PLACE	OF USE									PER SECTION		REMAI	RKS
	1	Г Г									n.·.·.	1,1,5,5,5,1,1		n					1		
SECTION	TOWN- SHIP	RANGE	NE	NW N	sw I	SE	NE	NW N	w sw	SE	NE	s.w nw sw	SE	NE	NW S	E SW	SE			TER IS ALSO RECO FINAL ORDER OF D	OGNIZED, SEE SEC. XII OF ETERMINATION
26	T. 12 N.,	R. 19 F.	IVE	2.53	344	35	NL	1444	344	JE	IVE	1000 300	JL	1 142	1444	344	JL	2.53			D DUTY OF WATER
					L	II		l I			ll l	I I		TOTAL A	CRES ALI	LOTTED		2.53	1		.0 ACRE-FEET PER
																			ACF	RE FROM ANY AND	OR ALL SOURCES.
							EDULE IN			TATE EN	GINEER IF	INVOLVED PART	ES CANN	OT REAC	H AN AGE	REEMENT	ON A SC	HEDULE	THE ST	ATE ENGINEER DE	TERMINES THAT THIS
									E)										PROOF S	UDEDCEDEC DEDI	
	ROM UNNAME LY AS PER C						E NO.: 08	3-CV0363-	-,										1110010	UPERCEDES PERI	MIT 24525, CERTIFICATE
INTERNALI	LY AS PER C	OURT ORDE	ER DATE	D DECEMI	BER 24, 2	013 (CASI				ithin a por	tion of the	NW¼NE¼ Section	26, T.12N	I., R.19E.,	M.D.B.&M	. The State	е				MIT 24525, CERTIFICATE AND PERMIT 24526,
INTERNALI This land is Engineer de	LY AS PER C described as etermines that	OURT ORDE Douglas Cou	ER DATEI unty Asse een divert	D DECEMI essor's Par ted from M	BER 24, 2 cel 1219-2 liller Creek	013 (CASI 26-001-031 and Unna	1, being 2 amed Spr	.53 acres ling (A) and	located w	o benefici	al use on t	his acreage based	n Map No	o. 4891, "U	I.S. Geolog	gical			8136,	, "MILLER CREEK", ICATE 8137, "UNNA	AND PERMIT 24526, MED CREEK", ON THE
INTERNALI This land is Engineer de Survey, Hyd	LY AS PER C described as etermines that drographic Bra	OURT ORDE Douglas Cou t water has be anch, Reclam	unty Asse een divert	D DECEMI essor's Par- ted from M rvice, for th	BER 24, 20 cel 1219-2 liller Creek ne Truckee	013 (CASI 26-001-031 and Unna e-Carson F	1, being 2 amed Spr Project, N	.53 acres ing (A) and ev.", Dated	located w d placed t d July 27,	o benefici 1904 and	al use on ti 1938 Aeria	his acreage based al photos of Carsor	n Map No	o. 4891, "U	I.S. Geolog	gical			8136, CERTIF	, "MILLER CREEK", ICATE 8137, "UNNA CLAIMED 4.98	AND PERMIT 24526, MED CREEK", ON THE ACRES IN
INTERNALI This land is Engineer de Survey, Hyd and the fact	LY AS PER C described as etermines that drographic Bra t that all of the	OURT ORDE Douglas Cou t water has be anch, Reclam e acreage in t	unty Asse een divert nation Ser the Green	D DECEMI essor's Para ted from M rivice, for the n Acres sub	BER 24, 20 cel 1219-2 liller Creek ne Truckee odivision w	013 (CASI 26-001-031 and Unna e-Carson F vas former	1, being 2 amed Spr Project, N ly the sar	53 acres ling (A) and ev.", Dated ne ranch.	located with placed to July 27, This proof	o benefici 1904 and	al use on the 1938 Aeria ursuant to	his acreage based al photos of Carsor NRS § 533.125.	on Map No Valley Bo	o. 4891, "U ottom Land	I.S. Geolog I, dated O	gical ct. 20, 193	8	ha	8136, CERTIF	, "MILLER CREEK", ICATE 8137, "UNNA CLAIMED 4.98 LOT 4 ON THE SUF	AND PERMIT 24526, MED CREEK*, ON THE ACRES IN PORTING MAP.
INTERNALI This land is Engineer de Survey, Hyd and the fact ***The first	LY AS PER C described as etermines that drographic Bra t that all of the 1.50 cfs from	OURT ORDE Douglas Cou t water has be anch, Reclam e acreage in t Unnamed Sp	unty Asse een divert nation Ser the Green pring (D) is	D DECEMI essor's Par- ted from M rvice, for the Acres sub is allocated	BER 24, 20 cel 1219-2 liller Creek ne Truckee odivision w d to Proofs	013 (CASI 26-001-031 and Unna e-Carson F vas former i V-06321,	1, being 2 amed Spr Project, N ly the san V-06323	ev.", Dated ne ranch.	located w d placed t d July 27, This proo 350. Flow	o benefici 1904 and f is filed p in Excess	al use on the second se	his acreage based al photos of Carsor NRS § 533.125. s shall be divided in	valley Bo	o. 4891, "U ottom Land 0% split, w	I.S. Geolog I, dated O	gical ct. 20, 1938 eing routed	8 through t		8136, CERTIF	, "MILLER CREEK", ICATE 8137, "UNNA CLAIMED 4.98 LOT 4 ON THE SUF	AND PERMIT 24526, MED CREEK", ON THE ACRES IN
This land is Engineer de Survey, Hydrand the factor of the first diversion to	LY AS PER C described as etermines that drographic Bra t that all of the 1.50 cfs from the north, that	Douglas Cout water has be anch, Reclame acreage in tunnamed Spart flows beneat	unty Asse een divert nation Ser the Green pring (D) is ath Foothi	D DECEMI essor's Pare ted from M rvice, for the Acres sub is allocated ill Road to	BER 24, 20 cel 1219-2 liller Creek ne Truckee odivision w d to Proofs the east a	26-001-031 and Unna e-Carson F vas former vas former vas former	1, being 2 amed Spr Project, N ly the san V-06323 water thr	2.53 acres in the control of the con	located with placed to displaced o benefici 1904 and f is filed p in Excess Ditch" un	al use on the 1938 Aericonstant to the control of t	his acreage based al photos of Carsor NRS § 533.125.	valley Bo Valley Bo a 60%/40 ortion will	o. 4891, "U pttom Land 0% split, w libe used to	I.S. Geolog I, dated O ith 40% be o supplem	gical ct. 20, 1936 eing routed ent Spring	8 through t (A) flow w	vithin	8136, CERTIF	, "MILLER CREEK", ICATE 8137, "UNNA CLAIMED 4.98 LOT 4 ON THE SUF	AND PERMIT 24526, MED CREEK*, ON THE ACRES IN PORTING MAP.	
This land is Engineer de Survey, Hydrand the factor The first diversion to the same ro	LY AS PER C described as etermines that drographic Bra t that all of the 1.50 cfs from the north, that	Douglas Cou t water has be anch, Reclam e acreage in t Unnamed Sp at flows benea	unty Asse een divert nation Ser the Green pring (D) is ath Foothi	D DECEMI essor's Par- ted from M rivice, for the a Acres sub- is allocated hill Road to as applied	BER 24, 20 cel 1219-2 liller Creek the Truckee polivision wid to Proofs the east a	26-001-031 and Unna e-Carson F vas former a V-06321, and directs V-06322, V	1, being 2 amed Spr Project, N ly the san V-06323 water thr	ev.", Dated ne ranch. and V-088 rough the "	located with placed to a place	o benefici 1904 and if is filed p in Excess Ditch" un	al use on the 1938 Aeric ursuant to of 1.50 cf: der claim VV-06329, V	his acreage based al photos of Carson NRS § 533.125. s shall be divided in 7-08850. The 40% p 7-06330, V-06331, 1	valley Bo Valley Bo a 60%/40 ortion will	o. 4891, "U pttom Land 0% split, w libe used to	I.S. Geolog I, dated O ith 40% be o supplem	gical ct. 20, 1936 eing routed ent Spring	8 through t (A) flow w	vithin	8136, CERTIF	, "MILLER CREEK", ICATE 8137, "UNNA CLAIMED 4.98 LOT 4 ON THE SUF	AND PERMIT 24526, MED CREEK*, ON THE ACRES IN PORTING MAP.

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PROOF NO.		CLAIMAI	NT			sou	JRCE			PC	DINT(S) OF DIVE	RSION		YEA	ARLY: PEF OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-09265		STEPHEN					CREEK				* MILLER CREE			APR	2.1 TO OC	T. 15		GATION	* 0.067	* 2.71	6.91
	P.	ATRICIA CHI	RISTIAN			NNAMED S				M.D.B.&N	/ ¼ SEC. 26, T.12 M., S.82°27'34"E. V COR. OF SAID	1,982.63 FT					1	853	** 0.016	** 4.00	10.20
														The State	e Engineer	determine	s that Mill	er Creek is si	ubject to a 4 da	ay rotation for Greer	Acres water users and
										**	UNNAMED SPRII	NG (A)		a 10 day	rotation fo	r the Scos	sa Ranch	every 14 day	s.		
										NE¼NV	/¼ SEC. 26, T.12	N., R.19E.,									
										M.D.B.&	И., S.65°20'28"Е.	2,614.06 FT	Г.	Unnamed	d Spring (A	() is the sa	me water	source as Jac	kson Spring ".	A" under Proof V06:	342.
										FROM NV	V COR. OF SAID	SECTION 2	6.								
															-			-		om Unnamed Spring	
											UNNAMED SPRI			diversion	right, subj	ject to the	delivery ra	ites described	d in the Final C	order of Determination	on
										M.D.B.	V¼ SEC. 26, T.12 §M., S.47°37'14"E V COR. OF SAID	. 3,508 FT.	6.								
							40	PLACE D ACRE D	E OF USE ESCRIPT									ACRES PER SECTION		REMA	RKS
SECTION	TOWN-	RANGE		N	E			N	w			s.w		1:::::	S	Е			STOCKWA	TER IS ALSO RECO	OGNIZED, SEE SEC. XII OF
	SHIP		NE	NW	sw	SE	NE	NW	sw	SE	NE NW		SE	NE	NW	sw	SE			INAL ORDER OF E	
24	T. 12 N.,	R. 19 E.										Х	Х						THE	TOTAL COMBINE	D DUTY OF WATER
														TOTAL A	CRES ALI	LOTTED		2.55	SHA	LL NOT EXCEED 4	I.0 ACRE-FEET PER
																			ACR	E FROM ANY AND	OR ALL SOURCES.
INTERNALL This land is a	Y AS PER C	OURT ORDI	ER DATEI unty Asse	DECEM	IBER 24, rcel 1219	2013 (CAS	SE NO.: 08 09 (PORTI	B-CV0363- ON), being	-E) g 2.55 acr	es located	GINEER IF INVOI	of the SE¼S	W¼ Secti	on 24, T.12	2N., R.19E	., M.D.B.&			PROOF S 8136,	UPERCEDES PER "MILLER CREEK",	ETERMINES THAT THIS WIT 24525, CERTIFICATE AND PERMIT 24526,
-											se on this acreage				-	-					JNNAMED CREEK".
											erial photos of Ca	-	Bottom La	ind, dated	Oct. 20, 1	938 and				OT 10 ON THE SU	
***The first 1	1.50 cfs from	Unnamed S	pring (D) is	s allocate	d to Proo	ifs V-06321	1, V-06323	and V-08	850. Flow	in Excess	ant to NRS § 533 of 1.50 cfs shall der claim V-08850	be divided i							LOTS HA	VE BEEN RECONF	I9-24-002-009 (PORTION). IGURED TO SHOW THAT

PROOF NO.		CLAIMANT					sou	JRCE			PC	DINT(S) O	F DIVERSION		YEA	RLY: PEF OF USE			POSE & IORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-09266		JOHN MINASIA	ΔN			N	MILLER	CREEK				* MILLE	R CREEK		APR	.1 TO OC	T. 15	IRRI	GATION	* 0.135	* 2.71	14.04
								SPRING (SPRING			M.D.B.&I	M., S.82°2	26, T.12N., R.19E., 7'34"E. 1,982.63 F F SAID SECTION 2						1853	** 0.032	** 4.00	20.72
													D SPRING (A) 26, T.12N., R.19E.,			-			ler Creek is su every 14 day:		ay rotation for Gre	en Acres water users and
													0'28"E. 2,614.06 F								A" under Proof VC	ng (D) for a direct
											SE¼NV M.D.B.	V¼ SEC. 2 &M., S.47°	D SPRING (D) 26, T.12N., R.19E., '37'14"E. 3,508 FT. F SAID SECTION 2	26.		-			-		order of Determina	= 1 1
								4	PLAC 0 ACRE D	E OF USE									ACRES PER SECTION		REM	ARKS
SECTION	TOWN- SHIP		NE	NW NW	E SV		SE	NE	NW	sw	SE	NE NE	NW SW	SE	NE	S NW	E SW	SE				COGNIZED, SEE SEC. XII OF DETERMINATION
26	T. 12 N.,	•										1		5.18		CRES AL			5.18 5.18	SHA	ALL NOT EXCEED	IED DUTY OF WATER 0 4.0 ACRE-FEET PER ID/OR ALL SOURCES.
INTERNALL This land is	Y AS PER Co	DURT ORDER Douglas Count	DATED y Asses	DECEN	IBER	24, 201 219-24	13 (CAS -002-00	SE NO.: 0 07, being	18-CV0363 5.18 acres	3-E) s located v	vithin a por	rtion of the	F INVOLVED PART SE¼SW¼ Section acreage based on I	1 24, T.12N	I., R.19E., I	M.D.B.&M	. The Stat		HEDULE	PROOF S	UPERCEDES PE "MILLER CREEK	DETERMINES THAT THIS RMIT 24525, CERTIFICATE ", AND PERMIT 24526, "UNNAMED CREEK".
the fact that	all of the acre	eage in the Gree Unnamed Sprin	<mark>en Acre</mark> ng (D) is	es subdiv s allocate	ision v	was for	merly th /-06321	<mark>he same r</mark> I , V-06323	ranch. Thi 3 and V-08	<mark>is proof is</mark> 8850. Flow	filed pursu	ant to NR s of 1.50 c	fs shall be divided i	n a 60%/4	0% split, wi	ith 40% be	eing routed	_				UPPORTING MAP. APN 1219-24-002-007.
diversion to		t flows beneath le for said sprin									-		V-06330, V-06331,									

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PROOF NO.		CLAIMA	NT			sou	JRCE			PC	INT(S) O	F DIVERS	ION		YEA	RLY: PEF	RIOD		POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
1				<u> </u>																	1	
V-09267	ANDR	EW & LIND	A HACKL	.ER		MILLER	CREEK				* MILLE	R CREEK			APR	2.1 TO OC	Г. 15	IRRI	GATION	* 0.073	* 2.71	7.53
										NE¼NW	/¼ SEC. 2	26, T.12N.,	R.19E.,						1853			
										M.D.B.&N	Л., S.82°2	7'34"E. 1,9	82.63 FT.		The State	e Engineer	determines t	hat Mil	ler Creek is su	ubject to a 4 d	ay rotation for Green	Acres water users and
									F	FROM NW	/ COR. O	F SAID SE	CTION 26		a 10 day	rotation fo	the Scossa	Ranch	every 14 days	s.		
																			ACRES			
								DLACE	E OF USE										PER		REMAR	ove
							40		ESCRIPTI										SECTION		REMAR	(KS
							40	ACRE D	ESCRIFTI	ONS									SECTION			
SECTION	TOWN-	RANGE		N I	E			N	W			s	W			S	е: : : : :			STOCKWA	TER IS ALSO RECO	GNIZED, SEE SEC. X
	SHIP		NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW		SE			INAL ORDER OF D	
23	T. 12 N.,	R. 19 E.															Х			THI	TOTAL COMBINED	DUTY OF WATER
26	T. 12 N.,	R. 19 E.		X																SHA	ALL NOT EXCEED 4.	.0 ACRE-FEET PER
															TOTAL A	CRES ALI	_OTTED		2.78	ACI	RE FROM ANY AND/	OR ALL SOURCES.
	described as	Douglas Co	ounty Ass	essor's Par	cel 1219-	-26-001-0	26, being 2.	.78 acres	located wi	thin portic	ns of the	SW¼SE¼	Section 2	4, and NV	V¼NE¼ S	ection 26,	T.12N., R.19	E.,		THE ST	ATE ENGINEER DE	TERMINES THAT THI
This land is	acsembed as							ook and n	laced to be	eneficial u	se on this	acreage b	pased on I	Map No. 48	891,					PPOOF S	UDEDCEDEC DEDI	UT 04505 OFBTIEIO4
	The State En	igineer deter	mines tha	nt water has	s been di	verted froi	n miller Cre	eek and p	ideed to b	ononera e										110001 5	OPERCEDES PERI	IIT 24525, CERTIFICA
M.D.B.&M.														hotos of	Carson Va	alley Botto	m Land,			1 1 1 1 1	8136, "MILLER	
M.D.B.&M. "U.S. Geolo	The State En	Hydrograph	ic Branch	ı, Reclamat	ion Servi	ce, for the	Truckee-C	Carson Pro	oject, Nev.	", Dated J	luly 27, 19	04 and 19	38 Aerial			alley Botto	m Land,					CREEK".

PROOF NO.		CLAIMA	NT			sou	JRCE			PC	INT(S) O	F DIVE	RSION		YE	ARLY: PE OF USE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
V-09268	TER	RRY & CIND	Y LIBBON	N		MILLER	CREEK				* MILLE	RCREE	ĒΚ		AP	R.1 TO OC	T. 15	IRRI	IGATION	* 0.070	* 2.71	7.21
										NE¼NW	/¼ SEC. 2	26, T.12	N., R.19E.,						1853			
										M.D.B.&N	Л., S.82°2	7'34"E.	1,982.63 FT		The Stat	te Enginee	r determir	nes that Mil	ller Creek is s	ubject to a 4 d	ay rotation for Gree	en Acres water users and
										FROM NV	COR. O	FSAID	SECTION 2	6.	a 10 day	rotation fo	or the Sco	ssa Ranch	every 14 da	/S.		
																			ACRES			
							40	PLACE ACRE D	OF USE										PER SECTION		REMA	ARKS
0505:011	T01101			N						· · · · ·	1		0.00						1	T		
SECTION	TOWN- SHIP	RANGE	NE	NW N	SW	SE	NE	NW	sw	SE	NE	NW	s.w sw	SE	NE	l nw	SW	SE				COGNIZED, SEE SEC. XII OF DETERMINATION
26	T. 12 N.,	D 10 F	NE	2.66	300	J JE	I NE	INVV	3W	J JE	NE.	INV	300	J JE	INE	INVV	JOW	JE.	2.66			ED DUTY OF WATER
20	1. 12 14.,	IX. 17 L.	1	2.00		ı	11	l		1	II.			1	TOTAL	ACRES AL	LOTTED	1	2.66	╡		4.0 ACRE-FEET PER
This land is	described as	Douglas Co	ounty Asse	essor's Pa	rcel 1219	-26-001-0	25. being 2	66 acres	located w	ithin a por	tion of the	NW 1/4 N	JE¼ Section	26. T.12N						4		D/OR ALL SOURCES.
Engineer de Hydrograph	etermines that ic Branch, Re all of the acr	water has teclamation S	peen diver Service, fo	ted from N	Miller Cree kee-Carso	ek and place on Project,	ced to ben Nev.", Da	eficial use ted July 2	on this a	creage bas	sed on Ma erial photo	p No. 4 s of Ca	891, "U.S. G rson Valley I	eological	Survey,					THE ST PROOF S	ATE ENGINEER E UPERCEDES PEI 8136, "MILL	DETERMINES THAT THIS RMIT 24525, CERTIFICATE ER CREEK"
																						UPPORTING MAP. APN 1219-26-001-025.

PROOF NO.	CLAIN	IANT			sol	JRCE			PC	DINT(S) OI	F DIVERSIO	ON		YEA	RLY: PEI			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
																			1	1	
V-09269	RICHAR				MILLER	CREEK					R CREEK			APF	2.1 TO OC	T. 15	1	IGATION	* 0.066	* 2.71	6.80
	DOROTHY J	. MURISET									26, T.12N., F							1853		L	
											7'34"E. 1,98				Ü				*	ay rotation for Greer	Acres water users and
									FROM NV	V COR. OI	F SAID SEC	CTION 26).	a 10 day	rotation fo	or the Scos	ssa Ranch	every 14 day	S. I	I	
				l .																	
																		ACRES			
							PLACE	OF USE	;									PER		REMA	PKS
						40	ACRE DI											SECTION		KLINK	N.C
																		02011011	<u>l</u>		
SECTION	TOWN- RANGE		N	E		l: :::	N.	W		1: :::	S.V	٧	: : : : :	1:::::	s	E .	::::::		STOCKWA	TER IS ALSO REC	OGNIZED, SEE SEC. XII OF
	SHIP	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	SW	SE	NE	NW	sw	SE			FINAL ORDER OF E	
26	T. 12 N., R. 19 E		2.51			Î				Î				Ï				2.51	THE	E TOTAL COMBINE	D DUTY OF WATER
			1			ш			1					TOTAL A	CRES AL	LOTTED		2.51	SHA	ALL NOT EXCEED	4.0 ACRE-FEET PER
This land is	described as Douglas	County Ass	essor's Pai	rcel 1219	-26-001-02	24, being 2	.51 acres	located w	ithin a por	tion of the	NW ¼NE ¼	Section	26, T.12N	I., R.19E.,	M.D.B.&N	1. The Sta	ite		ACF	RE FROM ANY AND	/OR ALL SOURCES.
	termines that water has					-													THE ST	ATE ENGINEER DE	ETERMINES THAT THIS
Hydrograph	ic Branch, Reclamation	Service, fo	or the Truck	ee-Carso	n Project,	Nev.", Da	ted July 27	', 1904 ar	nd 1938 A	erial photo	s of Carson	Valley E	Bottom La	nd, dated	Oct. 20, 1	938 and			PROOF S	UPERCEDES PER	MIT 24525, CERTIFICATE
the fact that	all of the acreage in th	e Green Ac	res subdivi	ision was	formerly ti	he same ra	anch. This	proof is	filed pursu	ant to NR	S § 533.125	i								8136, "MILLE	R CREEK".
																			I	LOT 20 ON THE SU	PPORTING MAP.
																			DOI	UGLAS COUNTY A	PN 1219-26-001-024.

										DUTY	
PROOF	CLAIMANT	SOURCE	F	POINT(S) O	F DIVERSION	YEARLY: PERIOD	PURPOS	SE &	FLOW	ACFT./	TOTAL
NO.						OF USE	PRIORI	ITY	CFS	ACRE	ACFT.
V-09270	STEPHEN H. &	MILLER CREEK AND		* MILLE	R CREEK	APR.1 TO OCT. 15	IRRIGAT	ION	* 0.135	* 2.71	14.04
	PATRICIA CHRISTIAN	UNNAMED SPRING (A)&	NE¼N	IW¼ SEC. 2	26, T.12N., R.19E.,		1853	1	** 0.032	** 4.00	20.72
		UNNAMED SPRING (D)	M.D.B.	&M., S.82°2	7'34"E. 1,982.63 FT.			Ī	***	***	***
	JAMES DONOVAN HOLLAWAY &		FROM N	IW COR. O	F SAID SECTION 26.						
	EILEEN PATRICIA HOLLAWAY					The State Engineer determi	nes that Miller C	reek is sul	bject to a 4 da	y rotation for Green	Acres water users and
				* UNNAME	D SPRING (A)	a 10 day rotation for the Sci	ossa Ranch ever	ry 14 days			
			NE¼N	IW¼ SEC. 2	26, T.12N., R.19E.,						
			M.D.B.	&M., S.65°2	0'28"E. 2,614.06 FT.	Unnamed Spring (A) is the	same water sour	rce as Jaci	kson Spring "/	A" under Proof V063	42.
			FROM	IW COR. O	F SAID SECTION 26.	, , ,					
				**UNNAME	D SPRING (D)	The State Engineer determi	nes that a veste	d right is e	stablished fro	m Unnamed Spring	(D) for a direct
					26, T.12N., R.19E.,	diversion right, subject to th		-			
					37'14"E. 3.508 FT.	3					
					F SAID SECTION 26.						
			E OF USE DESCRIPTIONS					PER ECTION		REMAR	RKS
SECTION	TOWN- RANGE N		1.M	_	s.w	*					GNIZED, SEE SEC. XII
	SHIP NE NW	SW SE NE NW	SW SE	NE	NW SW SE	NE NW SW	SE		F	INAL ORDER OF D	ETERMINATION
24	T. 12 N., R. 19 E.				5.18			5.18	THE	TOTAL COMBINED	DUTY OF WATER
						TOTAL ACRES ALLOTTED)	5.18	SHA	LL NOT EXCEED 4	.0 ACRE-FEET PER
									ACR	E FROM ANY AND	OR ALL SOURCES.
	OM UNNAMED SPRING(A) IS SUBJECT TO			NGINEER II	F INVOLVED PARTIES CAN	INOT REACH AN AGREEMEN	NT ON A SCHED	DULE	THE STA	ATE ENGINEER DE	TERMINES THAT THIS
HERNALI	Y AS PER COURT ORDER DATED DECEM	BER 24, 2013 (CASE NO.: 08-CV0363	3-E)						PROOF SI	JPERCEDES PERM	MIT 24525, CERTIFICATI
his land is	described as Douglas County Assessor's Pa	cels 1219-24-002-008, 009 (PORTION	IS), being 5.18 acre	es located w	vithin a portion of the SE¼SW	V¼ Section 24, T.12N., R.19E.	, M.D.B.&M. Th	ie	8136,	"MILLER CREEK",	AND PERMIT 24526,
tate Engin	eer determines that water has been diverted t	rom Miller Creek and Unnamed Creek	and placed to bene	eficial use o	n this acreage based on Map	No. 4891, "U.S. Geological S	urvey,	L	CEF	RTIFICATE 8137, "U	NNAMED CREEK".
ydrograph	c Branch, Reclamation Service, for the Truck	ee-Carson Project, Nev.", Dated July 2	7, 1904 and 1938	Aerial photo	s of Carson Valley Bottom L	and, dated Oct. 20, 1938 and			L	OT 11 ON THE SUF	PPORTING MAP.
	all of the acreage in the Green Acres subdivi	sion was formerly the same ranch. Th	is proof is filed pur	suant to NR	S § 533.125.				DOU	IGLAS COUNTY AP	N 1219-24-002-008,
e fact that		B	8850. Flow in Exce	ss of 1.50 c	fs shall be divided in a 60%/4	40% split, with 40% being rout	ed through the			009 (PORT	IONS).
	1.50 cfs from Unnamed Spring (D) is allocate	d to Proofs V-06321, V-06323 and V-08									
*The first	1.50 cfs from Unnamed Spring (D) is allocate the north, that flows beneath Foothill Road to		"Bisecting Ditch" u	inder claim	V-08850. The 40% portion wi	ill be used to supplement Spri	ng (A) flow within	n			
**The first liversion to	1 0 1 7	the east and directs water through the	_								
*The first iversion to se samerot	the north, that flows beneath Foothill Road to	the east and directs water through the to Proofs V-06322, V-06325, V-06326,	V-06327, V-06328	V-06329, V	/-06330, V-06331, V-06333,						

PERMIT NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
7595 CERT:: 1760	GERALD F. & PAMELA F.J. WHITMIRE DANIEL PATRICK & ELAINE VANASSE BARDEN JAMES D. AND EDNA DOORNINK HALL RANCHES, LLC EMILE P. HASTERT PESTANA 1986 FAMILY TRUST THOMAS J. & KATHLEEN M. SCYPHERS L. J. HANAVAN RODERICK J. & PATRICIA SMITH ESTES ENVIRONMENTAL CORP. JAMES O. TOMERLIN & WILLIAM R. TOMERLIN	GANSBERG SPRING	SE%SE% SEC. 16, T.12N., R.19E., M.D.B.&M.	APR. 15 TO OCT. 15	IRRIGATION & DOMESTIC DEC. 7, 1925	1.570	ACRE	571.98
	THE FNS REVOCABLE TRUST & THE CGS REVOCABLE TRUST							

7595 CONT.								I 40 ACRE D	PLACE OF										ACRES PER SECTION	REMARKS
ECTION	TOWN-	RANGE		N	F:::			N	w	:::::	:::::	6	w	:::::	:::::	s	E	: : : : : :		
	SHIP		NE	NW	SW	SE	NE	NW	sw	SE	NE	NW	sw	SE	NE	NW	SW	SE		GANSBERG SPRING WATER IS COMMINGLED IN
14	T. 12 N.,	R. 19 E.					40.00	40.00	37.00	40.00									157.00	THE SAME PIPELINE AS STUTLER CREEK PRIOR TO
															TOTAL A	CRES AL	LOTTED		157.00	BEING COMMINGLED WITH THE NORTH SPLIT OF
																				SHERIDAN CREEK.
																				JAMES & JUNE IRENE ROLPH AND ROBERT &
																				EVELYN DUNN HAVE BEEN ASSIGNED 1.56 CFS
																				AND 568.34 AFA TO IRRIGATE 156 ACRES.
																				JAMES AND EDNA DOORNINK HAVE BEEN ASSIGNED
																				O.O1 CFS WITH 3.64 AFA TO IRRIGATE 1.0 ACRE.
																				THIS PERMIT IS SUPPLEMENTAL TO PROOFS
																				V04594, V06305, V06306, V06309, V06310,
																				V06311, V06312, V06338, V06339, V06340,
																				V06341, V06346 AND V06347.
																				DOUGLAS COUNTY APN'S AS FOLLOWS:
																				JONES: 1219-15-002-049, 1219-14-001-001, 002; ROLPH
																				DUNN: 1219-14-001-003, 005, 012, 013, 014, 015;
																				219-14-001-002, 004, 005, 006; DOORNINK: 1219-15-002-0
																				TOMERLINS: 1219-15-001-026, 027, 028; HANAVAN:
																				BOLEN CIRCLE RIGHT OF WAY: HASTERT:
																				1219-15-001-025: SMITH: 1219-15-001-040.

PERMIT NO.		CLAIMA	NT			sou	RCE			PC	DINT(S) O	F DIVERS	SION		YEA	ARLY: PEI			RPOSE & IORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
10033 CERT.: 3417		NULEY FAM DATED 9/12		БТ		SHARPE	SPRING			M.D.B	.&M., S.3	16, T.12N. 9°50'W. 2, F SAID SE			JAN	. 1 TO DE	C. 31	& DC	IGATION DMESTIC .7, 1936	0.050		
							40	PLACE ACRE DE	OF USE										ACRES PER SECTION		REMA	RKS
SECTION 16	TOWN- SHIP T. 12 N.,		NE	NW	SW	SE	NE	NW	w sw	SE	NE	NW	sw	SE	NE	NW	SW X	SE X				IT SERVES A RESIDENCE ED LANDSCAPING.

PERMIT NO.		CLAIMA	NT			sou	RCE			РО	INT(S) OF	DIVERS	SION		YEA	RLY: PEI			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
10983 CERT.: 2937		WAKE FAMI CREDIT TF		Т-		CARY	CREEK			M.D.E	E¼ SEC. 9 3.&M., S.87 4 COR. OF	7°06'W.			NAL	. 1 TO DE	C. 31	STOCK	GATION WATERING IMESTIC	0.370	0.90	145.44
	FO	OTHILL RAN	NCH LLC.															1	1873			
									E OF USE										ACRES PER		REMA	RKS
						•.•.•			ESCRIPTI						u·.·.			•.•.•	SECTION			
SECTION	TOWN- SHIP	RANGE	NE	NW N	sw	SE	NE	NW	w sw	SE	NE	NW	s w sw	SE	NE	NW S	SW	SE				MADE TO CHANGE THE PLACE OF USE OF THE
	T. 12 N., T. 12 N.,		40.00	39.60	18.80	10.00									TOTAL A	CDES AL	19.6	33.6	53.20 108.40 161.60			CLAIMED UNDER PROOF 5 PRIOR TO THE FILING
															1011121	01120712			101.00		CREEK IRRIGATIO	N WATER IS STORED R DAM PERMIT J-50.
																				THIS PER	MIT IS SUPPLEME	NTAL TO PROOF V06354

PERMIT NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
18720 CERT.: 5961	BENTLY FAMILY LIMITED PARTNERSHIP DARWIN K. ELLIS, ELIZABETH D. ELLIS, DARWIN V. ELLIS AND LINDA T. ELLIS	UNNAMED SPRING	NEWNEW SEC. 09, T.12N., R.19E., M.D.B.&M., S.37°40'28'W. 1,649.45 FT. FROM NE COR. OF SAID SECTION 09.	JAN: 1 TO DEC: 31	IRRIGATION & DOMESTIC APR. 13, 1960	0.050	4.00	22.84
			OF USE ESCRIPTIONS		ACRES PER SECTION		REMA	RKS
SECTION 9	TOWN- RANGE NE NW T. 12 N., R. 19 E. 4.00	SW SE NE NW 1.71	SW SE NE NW SW SE	NE NW SW TOTAL ACRES ALLOTTED	SE 5.71			

PERMIT NO.		CLAIMA	NT			sou	IRCE			РО	INT(S) OF	FDIVERS	ION		YEA	ARLY: PEF OF USE			POSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
21569 CERT.: 6910		FLY FAMILY PARTNER:)		BENTLY	SPRINGS			M.D.B.&N	., N.49°53	9, T.12N., 3'30"W. 1,1	072.47 FT		JAN	. 1 TO DE(C. 31	& DC	GATION IMESTIC . 7, 1963	0.010	4.00	3.04
							40	PLACE ACRE DE	OF USE										ACRES PER SECTION		REMAI	RKS
SECTION 9	TOWN- SHIP	RANGE R. 19 E.	NE	NW NW	sw	SE 0.76	NE	NW	w SW	SE	NE	NW	w sw	SE	NE	NW	E SW	SE	0.76			
		Į.		l.		ı	и				ı		ı		TOTAL A	CRES ALI	LOTTED		0.76			

PERMIT NO.	CLA	IMANT			SOU	RCE			PC	DINT(S) C	F DIVERS	ION		YEA	RLY: PEF			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
24566 CERT.: 8740		MILY LIMITED)	AUT	TUMN HIL	LS SPRII	NG		M.D.B.&N	И., N.66°1	09, T.12N. 11'14"W. 1, DF SAID SE	844.08 FT		JAN	. 1 TO DE(C. 31		MESTIC 3, 1968	0.016		365,000 GALLONS ANNUALLY
	ACRES PLACE OF USE PER 40 ACRE DESCRIPTIONS PER 5 SECTION															REMA	RKS				
SECTION 9	TOWN- SHIP NE NW SW SE														USE	IS FOR 1 SINGLE	FAMILY DWELLING.				

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PERMIT NO.		CLAIMA	INT			sou	RCE			РО	INT(S) OF	DIVERS	ION		YEA	RLY: PEF			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
24806 CERT.: 7584	D. KIMI	AM R. TOME ATED AUG. MERLING 10 ATED JUNE	11, 1976 990 TRUS		W	HEELER C	REEK NO). 1	1	M.D.B	√¼ SEC. 1 .&M., S.00 4 COR. OF	0°45'E.1,0	000 FT.).	NAL	. 1 TO DE(C. 31		GATION 10, 1968	1.250	4.00	376.44
						PLACE ACRE D	OF USE										ACRES PER SECTION		REMA	RKS		
SECTION 10	TOWN- SHIP T. 12 N.,	RANGE R. 19 E.	NE	NW NW	E· ː·ː	SE	NE	NW	w : · : ·	SE	NE 38.31	NW 31.20	SW 14.90	SE 9.70	NE	NW NW CRES ALI	sw	SE	94.11 94.11	THIS PER OF THE LA 1 & 2 FILED PERMIT 2	MIT IS SUPPLEME IND IRRIGATED B UNDER PERMIT 25601, CERTIFICA	ATED BY PERMIT 25601. ENTAL TO PORTIONS OF YWHEELER CREEK NOS. 24807, CERTIFICATE 7583; TE 7586; PERMIT 25409, RGROUND; AND PROOF 6320.

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PERMIT NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
				1			•	
24807 CERT.: 7583	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976	WHEELER CREEK NO. 2	SW%SW% SEC. 10, T.12N., R.19E., M.D.B.&M., S.03*40'E. 2,640 FT. FROM W% COR. OF SAID SECTION 10.	JAN. 1 TO DEC. 31	IRRIGATION DEC. 10, 1968	2.250	4.00	376.44
	KIMMERLING 1990 TRUST DATED JUNE 12, 1990							
	MCDERMID 1980 LIVING TRUST							
	MICHAEL PEGRAM							
	JEFF & JODIE WASS FAMILY TRUST							
	MICHAEL MCALISTER 2000 TRUST AGREEMENT							
			OF USE		ACRES PER		REMAI	RKS
		40 ACRE D	ESCRIPTIONS		SECTION			
ECTION	TOWN- RANGE NE NW	SW SE NE NW	W SE NE NW SW SE	NE NW SW	SE	THIS PER	RMIT IS SUPPLEME	NTAL TO PORTIONS OF
10	T. 12 N., R. 19 E.		38.31 31.20 14.90 9.70	TOTAL ACRES ALLOTTED	94.11	1 & 2 FILEE	UNDER PERMIT	WHEELER CREEK NOS
								FE 7586; PERMIT 25409, RGROUND; AND PROOF 5320.

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	CLAIMA	NT			sou	IRCE			PO	DINT(S) O	F DIVERS	ION		YEA							TOTAL
															OF USE		PR	ORITY	CFS	ACRE	ACFT.
1														1							
D/	ATED AUG.	11, 1976			UNDER	GROUND			M.D.B.&I	M., N.00°	31'46"E. 1	,733.4 FT.		NAL	. 1 TO DE(C. 31			1.670	4.00	217.36
MICHAEL			RUST																		
																		ACRES			
							PLACE	E OF USE										PER		REMA	RKS
						40	ACRE DI	ESCRIPTI	ONS									SECTION			
TOWN-	RANGE																		THIS PER	MIT IS SUPPLEME	NTAL TO PORTIONS OF
	R. 19 F.				0.	- 112	'''	1	02					1,12	.,,,,	0,,	0.	54.34			
1. 12 19.,	N. 17 L.					I			ı	30.31	4.00	1.03	7.70	TOTAL A	CRES ALI	LOTTED		54.34	2 FILED U	INDER PERMIT 24 24807, CERTIFICA	806, CERTIFICATE 7584;
	JEFF & JO MICHAEL TOWN- SHIP	WILLIAM R. TOME: DATED AUG. JEFF & JODIE WASS MICHAEL MCALISTE AGREEM!	DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY T MICHAEL MCALISTER 2000 TF AGREEMENT TOWN- SHIP RANGE NE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT TOWN- SHIP RANGE NE NW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT TOWN- SHIP RANGE NE NW SW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT TOWN- SHIP NE NW SW SE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT TOWN- SHIP NE NW SW SE NE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACI 40 ACRE D TOWN- SHIP NE NW SW SE NE NW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTI TOWN- RANGE NE NW SW SE NE NW SW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE NW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE NW SW SE NE T. 12 N. R. 19 E. UNDERGROUND SW¼SE¼ SEC. 10, T.12N., R.19E JAN M.D.B. &M., N.00°31′46°E. 1,733.4 FT. FROM S¼ COR. OF SAID SECTION 10. PLACE OF USE 40 ACRE DESCRIPTIONS	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW T. 12 N. R. 19 E. UNDERGROUND SW%SE% SEC. 10, T.12N., R 19E., JAN. 1 TO DE SW%SE% S	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SW	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT DATED AUG. 11, 1976 PLACE OF USE 40 ACRE DESCRIPTIONS TOWN- SHIP NE NW SW SE	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT PLACE OF USE 40 ACRE DESCRIPTIONS SW%SE% SEC. 10, T.12N., R.19E. M.D. 8.M., N.00°31′46′E. 1,733.4 FT. FROM S¼ COR. OF SAID SECTION 10. PLACE OF USE 40 ACRE DESCRIPTIONS ACRES PER SECTION TOWN- SHIP NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE T. 12 N. R. 19 E OF USE JAN. 1 TO DEC. 31 IRRIGATION DEC. 10, 1968 ACRES PER SECTION ACRES PER SECTION 5.434	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 JEFF & JODIE WASS FAMILY TRUST MICHAEL MCALISTER 2000 TRUST AGREEMENT DATED AUG. 11, 1976 PLACE OF USE 40 ACRE DESCRIPTIONS ACRES 40 ACRE DESCRIPTIONS ACRES SECTION TOWN- SHIP T. 12 N., R. 19 E. NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE NE NW SW SE THE LAND TOWN SW SW SE NE NW SW SE THE LAND TOTAL ACRES ALLOTTED 54.34 THE LAND TOTAL ACRES ALLOTTED 54.34 THE LAND PERMIT	WILLIAM R. TOMERLIN TRUST UNDERGROUND SW/MSE/M SEC. 10, T.12N , R.19E JAN . 1 TO DEC. 31 IRRIGATION DEC. 10, 1968 DEC. 10, 1

PERMIT NO.	CLAIMANT	SOURCE	POINT(S) OF DIVERSION	YEARLY: PERIOD OF USE	PURPOSE & PRIORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
25601 CERT.: 7585	WILLIAM R. TOMERLIN TRUST DATED AUG. 11, 1976 KIMMERLING 1990 TRUST DATED JUNE 12, 1990 MCDERMID 1980 LIVING TRUST MICHAEL PEGRAM JEFF & JODIE WASS FAMILY TRUST	WHEELER CREEK NO. 1	SW%SE% SEC. 09, T.12N., R.19E., M.D.B.&M., N.75*56W. 2,280 FT. FROM SE COR. OF SAID SECTION 9.	JAN. 1 TO DEC. 31	IRRIGATION DEC. 10, 1968	1.250	4.00	376.44
	MICHAEL MCALISTER 2000 TRUST AGREEMENT							
			E OF USE ESCRIPTIONS		ACRES PER SECTION		REMA	RKS
SECTION	TOWN- RANGE	E	w:::::::::::::::::::::::::::::::::::::	NE NW SW	SE	THIS PEF	RMIT IS SUPPLEME	ENTAL TO PORTIONS OF
10	T. 12 N., R. 19 E.		38.31 31.20 14.90 9.70	TOTAL ACRES ALLOTTED	94.11 94.11	2 FILED U	JNDER PERMIT 24 24807, CERTIFICA	HEELER CREEK NO'S. 1 & 806, CERTIFICATE 7584; ITE 7583: PERMIT 25409, NDERGROUND, AND

PERMIT NO.		CLAIMA	ANT			SOU	RCE			P	DINT(S)	OF DIVEF	RSION		YE	ARLY: PE OF USE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
28884 CERT.: 9281	RO	ENDYKE FA DNALD MAZ ARET HOLL	ZUR AND			UNNAME) SPRING			M.D.B.&	M., S.73	°47'40"E.	N., R.19E., 2,356.24 F SECTION :	Т.	/AL	. 1 TO DE	EC. 31		IGATION /. 6, 1974	0.090	4.00	21.80
							40		E OF USI										ACRES PER SECTION		REMA	RKS
SECTION	TOWN- SHIP	RANGE	NE	NW	E SW	SE	NE	NW	l W SW	SE	NE			SE	NE	NW	9 E SW	SE				
26	T. 12 N.,	R. 19 E.		1.58			3.88								TOTAL A	CRES AI	LOTTE	D	5.46 5.46			

35626 CERT.: 9549		CJ. NIMIS AN	D	CAS	TLE GAR	DEN SPF	RING		M.D.B.&N	1., S.26°36	19, T.12N., 5'01"W. 2,0 5 SAID SE	090.08 FT.		JAN	. 1 TO DE	C. 31	DOMI FIRE PR	GATION ESTIC & OTECTION 14, 1978	0.060	4.00	32.80
						40	PLACE ACRE D	E OF USE ESCRIPT										ACRES PER SECTION		REMA	RKS
SECTION 9	TOWN- RA SHIP T. 12 N., R. 1	NE	NW	SW	SE 8.20	NE	NW	w sw	SE	NE	NW	w	SE	NE TOTAL A	NW	sw	SE	8.20 8.20			

PERMIT NO.	CL	MANT			sou	IRCE			PC	INT(S) O	F DIVERS	ION		YEA	ARLY: PEF			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
36087 CERT.: 9885	DARWIN K. ELLIS DARWIN V. ELLIS				ELLIS S	SPRING			M.D.B	.&M., N.4	09, T.12N. 6°45'W. 1, F SAID SE	583 FT.	9.	JAN	. 1 TO DE	C. 31	& DO	GATION MESTIC 23, 1978	0.011	4.00	1.96
						4	PLAC	CE OF US										ACRES PER SECTION		REMAR	RKS
SECTION	TOWN- RAN	GE NE	N NW	E sw	SE	NE	NW	w	SE	NE	NW	sw	SE	NE	s NW	E SW	SE				
9	T. 12 N., R. 19	_	NW	J SW	0.49	NE.	1444	_ SW) JE	INE	1444	3W	3E		CRES AL		3E	0.49			

PERMIT NO.		CLAIMA	NT			sou	IRCE			PC	DINT(S)	OF DIVER	SION		YEA	RLY: PE OF USE			RPOSE &	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
81985		TLEY FAMI W. BENTLI			:	SHERIDA	N CREEK			M.D.B.&N	Л., N.72°	. 15, T.12N °20'31"W. 5 OF SAID S	,412.47 FT		OCT.	A OT 6 TO MA	RCH 31		REATION : 28, 2012	1.200		397.50
							4	PLAC	E OF US										ACRES PER SECTION		REMA	RKS
SECTION 14	TOWN- SHIP T. 12 N.,	RANGE R. 19 E.	NE	NW	E SW	SE	NE	NW NW	w sw	SE	NE	NW X	sw sw	SE	NE	NW	SESW	SE	0.00			RING THE NON-IRRIGATION BITAT/PROPAGATION

PERMIT NO.		CLAIMAI	NT			sou	IRCE			PC	DINT(S) O	F DIVERS	ION		YE,	ARLY: PE OF USE			POSE & ORITY	FLOW CFS	DUTY ACFT./ ACRE	TOTAL ACFT.
81986		TLEY FAMIL				STUTLE	R CREEK			M.D.B.&N	1., N.07°1	16, T.12N., 0'24"W. 2,	B92.59 FT		OCT.	16 TO MA	RCH 31		EATION 28, 2012	0.400		132.50
							4	PLAC	E OF USE										ACRES PER SECTION		REMA	RKS
SECTION 14	TOWN- SHIP T. 12 N.,		NE	NW NW	SW	SE	NE	NW	sw ×	SE	NE	NW X	sw	SE	NE	NW ACRES AL	SW LOTTED	SE	0.00			RING THE NON-IRRIGATION BITAT/PROPAGATION

NO.		CLAIMA	NT			SOU	RCE			PC	DINT(S)	OF DIVERS	SION			RLY: PEF OF USE			POSE & ORITY	FLOW CFS	ACFT./ ACRE	TOTAL ACFT.
81987		LEY FAMII			G	GANSBER	G SPRING	G		M.D.B.&N	И., N.42°	. 16, T.12N 56'27"W. 1 DF SAID SE	,573.88 FT		ОСТ. 1	6 TO MAR	RCH 31		28, 2012	0.250		82.80
	PLACE OF USE PER 40 ACRE DESCRIPTIONS SECTION									REMA	RKS											
	SHIP	RANGE	NE	NW	SW	SE	NE	NW NW	SW X	SE	NE	NW X	sw sw	SE	NE TOTAL A	NW	SW	SE	0.00			RING THE NON-IRRIGATION BITAT/PROPAGATION

APPENDIX B

Stream and Spring System Tables

TABLE 1.	TABLE 1. TAYLOR CREEK AND UNNAMED SPRING DIVERSIONS.						
PROOF NUMBER	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET			
V-06352 - TAYLOR CR.	5.79	0.100	4.00	23.16			
V-06353 - UNNAMED SP.	7.32	0.060	3.22	23.57			
TOTALS:	7.32			23.57			

Total acreage irrigated under Proofs V-06532 and V-06533 is 7.32 acres. Taylor Creek (V-06352) totally supplements the Unnamed Springs (V-06353) on 5.79 acres out of 7.32 acres. No distinct division of the supplemental versus the nonsupplemental land is illustrated on the supporting map.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on what was claimed and on crop water requirements for alfalfa, pasture grass and spring grain.

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TABLE 2. MOTT CREEK DIVERSIONS FOR INDIVIDUAL CLAIMANTS AND EACH 25% HISTORICAL FLOW SPLIT.						
	AND EACH	25% HISTORICAL F	LOW SPLIT.			
PROOF AND PERMIT NUMBERS	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET		
1. NORTHERN DIVERSION						
V-06369	N/A	N/A	N/A	N/A		
V-06370	126.900	1.100	3.4*	431.46		
TOTALS:	126.900	1.100		431.46		
2. SECOND DIVERSION FR	OM NORTH TO SOL	JTH.				
V-05314	21.000	0.224	4.00	84.00		
V-06313	40.000	0.426	4.00	160.00		
V-06349	33.460	0.356	4.00	133.84		
V-06350	**12.96	**0.184	4.00	51.84		
V-06351	**10.00	**0.092	4.00	40.00		
TOTALS:	117.420	1.250		469.68		
3. THIRD DIVERSION FROM	NORTH TO SOUT	Н.				
V-05049	15.800	0.171	4.00	63.20		
V-06315	60.000	0.648	4.00	240.00		
V-06316	40.000	0.432	4.00	160.00		
TOTALS:	115.800	1.250		463.20		

TABLE 2. co	TABLE 2. cont. MOTT CREEK DIVERSIONS FOR INDIVIDUAL CLAIMANTS AND EACH 25% HISTORICAL FLOW SPLIT.							
PROOF AND PERMIT NUMBERS	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET				
4. SOUTHERN DIVERSIO	ON.							
V-05070	7.071	0.105	4.00	28.28				
V-05819	3.160	0.047	4.00	12.64				
V-06226	8.290	0.123	4.00	33.16				
V-06317	20.000	0.296	4.00	80.00				
V-06318	20.000	0.296	4.00	80.00				
V-06319	10.000	0.148	4.00	40.00				
V-06831	6.920	0.102	4.00	27.68				
V-09039	0.220	0.003	4.00	0.88				
V-09263	8.730	0.129	4.00	34.92				
TOTALS:	84.391	1.250		337.56				
GRAND TOTALS:	444.511	4.850	Variable*	1701.90				

^{1.} The diversion rates for each ¼ split of Mott Canyon Creek are based on a spring and early summer average stream flow of 5.000 c.f.s. and not acreage within the ¼ split. Flow and diversion rates during periods of drought and middle to late irrigation season will generally be less than the rates determined in the Final Order of Determination. Therefore; all parties will have to share the water shortage during periods of low flow. The total combined diversion for any of the four splits can be used in its entirety in a rotation system of irrigation. These diversion rates do not exempt any of the parties from the 1952 agreement that specifies ¼ of the flow of Mott Canyon Creek be diverted to each of the four ranches that are subject to said agreement.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on what was claimed and on crop water requirements for alfalfa, pasture grass and spring grain.

^{2.} Second Diversion from North to South: In order to insure an equitable division of water under Proofs V-05314, V-06313 V-06349, V-06350 and V-06351 said proofs will be subject to the rotation schedule described in Exhibit 2 of the Court Order dated August 30, 2010 and contained in Appendix E of this decree.

^{**}Note: Proofs of Appropriation V-06350 and V-06351 subject to Ninth Judicial District Court of Nevada, Case No. 25256, Ladell Philips, Plaintiff, v. Michael Philips, Partitioning Real Property.

TABLE 3. CARY (AKA CAREY, MONUMENT OR BULL) CREEK DIVERSIONS.

PROOF AND PERMIT NUMBERS	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
V-06354	226.08	2.00	3.47	784.50
V-06355	266.24	3.63	4.00	1064.96
PERMIT 10983	**161.6	0.37	0.90	145.44
TOTALS:	492.32	6.00		1969.28

^{**}Total acreage irrigated under Proofs V-06354, V-06355 and Permit 10983, Certificate 2937 is 492.32 acres. Permit 10983 Certificate 2937 is totally supplemental to Proof V-06354. Therefore, the duty of water shall not exceed 4.0 acre-feet per acre per season or 904.32 acre-feet per season from any and/or all sources. These proofs are subject to the July 1, 1918 agreement between B.L. Park, Wm. Glover, Agnes Glover and John Christiansen, in Book E., Page 337 Agr., Douglas County Recorders Office. Based on the agreement and Proofs V-06354 and V-06355, Schwake will receive 0.37 c.f.s. plus 1/3 of the remaining flow and Dreyer will receive 2/3 of the flow less than the 0.37 c.f.s.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on high flow measurements during the early part of the irrigation season of slightly greater than 6.0 c.f.s. Actual flow rates will diminish throughout the irrigation season to a fraction of this rate.

PROOF NUMBER	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
V-06320 - DIV #1 V-06320 - DIV #2	49.10 -	0.652 1.174	4.00 4.00	196.40
TOTALS:	0.00			196.40
PER. 24806, CER. 7584	-	1.25	4.00	376.44
PER. 24807, CER. 7583	-	2.25	4.00	376.44
PER. 25601, CER. 7586	-	1.25	4.00	376.44

Wheeler Creek #1 and #2 Diversions.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on what was claimed and on crop water requirements for alfalfa, pasture grass and spring grain.

diversion rates proportional to the certificated permits. There is only one claimant for all of the water from

TABLE 5. STUTLER CREEK - COMMINGLED WITH THE NORTH DIVERSION OF SHERIDAN CREEK.

PROOF NUMBER	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
V-04594	1.13	0.010	1.49	1.68
V-06305	12.93	0.040	1.49	19.27
V-06308	NA	NA	NA	NA
V-06310	60.87	0.250	1.49	90.70
V-06311	16.61	0.070	1.49	24.75
V-06337	10.37	0.043	1.49	15.45
V-06338	23.76	0.100	1.49	35.40
V-06341	22.03	0.090	1.49	32.82
V-06346	24.94	0.100	1.49	37.16
TOTALS:	172.64	0.703		257.23

None of the flow measurements conducted on Stutler Creek supported the rates estimated by the Milton Sharp P.E. Report of March, 1993. The channel configuration does not show any evidence of sustained flows in excess of those measured in 1997 and 1998 by staff of the Office of the State Engineer. Also, the four(4) inch diameter pipeline is not capable of carrying the proposed diversion plus the diversion from Gansberg Spring. Therefore, the diversion rate is reduced to the maximum flow measurement conducted on October 3, 1997.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on what was claimed and on crop water requirements for alfalfa, pasture grass and spring grain.

TABLE 6	. SHERIDAN CR	EEK - NORTH AN	ID SOUTH DIVER	SIONS.
PROOF NUMBER	ACREAGE ACCEPTED	DECREED DIVERSION RATE* IN C.F.S.	DUTY*: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
1. NORTH DIVERSION.				
V-04594	1.13	0.013	4.00	4.52
V-06306	12.93	0.153	4.00	51.72
V-06307	NA	NA	NA	NA
V-06309	60.87	0.719	4.00	243.48
V-06312	16.61	0.196	4.00	66.44
V-06336	10.37	0.123	4.00	41.48
V-06339	23.76	0.281	4.00	95.04
V-06340	22.03	0.260	4.00	88.12
V-06347	24.94	0.295	4.00	99.76
V-06356	5.10	0.060	4.00	20.40
TOTALS:	177.74	2.100		710.96
2. SOUTH DIVERSION.				
V-04594	8.87	0.086	4.00	35.48
V-06264	40.20	0.390	4.00	160.80
V-06265	NA	NA	NA	NA
V-06307	NA	NA	NA	NA
V-06309	9.90	0.096	4.00	39.60
V-06357	34.70	0.337	4.00	138.80
V-06358	NA	NA	NA	NA
V-06359	NA	NA	NA	NA
V-06360	18.00	0.175	4.00	72.00
V-06361	NA	NA	NA	NA
V-06362	32.60	0.316	4.00	130.40
TOTALS:	144.270	1.400		577.08
GRAND TOTALS:	322.01			1288.040

TABLE 6. c	TABLE 6. cont. SHERIDAN CREEK - NORTH AND SOUTH DIVERSIONS.							
PROOF	ACREAGE	DECREED	DUTY*:	DUTY:				
NUMBER	ACCEPTED	DIVERSION RATE*	ACRE-FEET	TOTAL				
		IN C.F.S.	PER	ACRE-FEET				
			ACRE					

The diversion rates for the north and south split of Sheridan Creek are based on a spring and early summer average stream flow of 3.5 c.f.s. Flow and diversion rates during periods of drought and middle to late irrigation season will generally be less than the rates determined in the Preliminary Order of Determination. Therefore, all parties will have a to share the water shortage during periods of low flow. The total diversion from either the north or south split can be used in its entirety in a rotation system of irrigation.

A deed described as Book Q, Page 44, of the records of the Douglas County Recorder's Office states that ½ interest in in Sheridan Creek was deeded with the land described as being the S½ Section 14, T.12N., R.19E., M.D.B.&M. located west of the Park and Bull Ditch. This deed is applied to the proofs filed for water form the south split of Sheridan Creek. The State Engineer determines that further documentation in the form of an agreement or court decree will be necessary to justify an an equal split of Sheridan Creek.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on what was claimed and on crop water requirements for alfalfa, pasture grass and spring grain.

REEK CLAIMS FOR THE SCOSSA RANCH ACRES SUBDIVISION.

PROOF AND PERMIT NO.'S	ACREAGE ACCEPTED	DECREED DIVERSION RATE IN C.F.S.	DUTY: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET	BIWEEKLY SCHEDULE
V-06322	2.47	0.065	2.71	6 60	**4 DAYS
V-06322 V-06324	2.47 2.53	0.065 0.066		6.69 6.86	**4 DAYS
			2.71		
V-06325	2.54	0.066	2.71	6.89	**4 DAYS
V-06326	2.50	0.065	2.71	6.78	**4 DAYS
V-06327	4.90	0.128	2.71	13.28	**4 DAYS
V-06328	5.55	0.145	2.71	15.04	**4 DAYS
V-06329	5.22	0.136	2.71	14.15	**4 DAYS
V-06330	5.08	0.133	2.71	13.77	**4 DAYS
V-06331	4.88	0.128	2.71	13.22	**4 DAYS
V-06332	2.54	0.066	2.71	6.88	**4 DAYS
V-06333	4.98	0.130	2.71	13.50	**4 DAYS
V-06334	2.55	0.067	2.71	6.91	**4 DAYS
V-06335	2.53	0.066	2.71	6.86	**4 DAYS
V-06367*	213.30	2.000	2.71	578.04	10 DAYS
V-06368*	N/A	N/A	N/A	N/A	STOCK
V-06371*	292.10	N/A	N/A	N/A	N/A
V-06372*	N/A	N/A	N/A	N/A	STOCK
V-07486	4.86	0.127	2.71	5.10	**4 DAYS
V-09264	2.53	0.066	2.71	6.86	**4 DAYS
V-09265	2.55	0.067	2.71	6.91	**4 DAYS
V-09266	5.18	0.135	2.71	14.04	**4 DAYS
V-09267	2.78	0.073	2.71	7.53	**4 DAYS
V-09268	2.66	0.070	2.71	7.21	**4 DAYS
V-09269	2.51	0.066	2.71	6.80	**4 DAYS
V-09270	5.18	0.135	2.71	14.04	**4 DAYS
TOTALS:	581.92	2.000		777.36	14 DAYS
SUB-TOTAL	OF GREEN ACRES CI 76.52	_AIMS: 2.000		199.32	**4 DAYS

CREEK CLAIMS FOR THE SCOSSA RANCH N ACRES SUBDIVISION.

PROOF	ACREAGE	DECREED	DUTY:	DUTY:	BIWEEKLY
AND	ACCEPTED	DIVERSION RATE	ACRE-FEET	TOTAL	SCHEDULE
PERMIT		IN C.F.S.	PER	ACRE-FEET	
NO.'S			ACRE		

^{*} Scossa Ranch claims.

The diversion rate for Miller Spring is based on U.S.G.S. gaging station records from 1989 through 1997. Average flow for the period of record is 0.87 c.f.s. During non-drought flows in excess of 2.0 c.f.s. occurred 10% or less of the water year. Flows ranged from 0.24 c.f.s. on September 16, 1991, to a high of 3.3 c.f.s. on September 26, 1995. The period of record is heavily influenced by more drought years than wet years. Therefore; in order to allow full use of a highly variable water source the State Engineer determines that the total diversion be limited to 2.0 c.f.s. Flow rates during periods of drought and middle to late irrigation season will be generally less than the rates determined in the Final Order of Determination. Therefore; all parties will have to share the water shortage during periods of low flow.

76.52 acres of irrigation are claimed under Proofs V-06322, V-06324, V-06325, V-06326, V-06327, V-06328, V-06329, V-06330, V-06331, V-06333, V-06334, V-06335 and V-07486 and Douglas County APN's 1219-26-001-031; 1219-26-002-009 (PORTION); 1219-26-002-008 (PORTION), 009 (ALL); 1219-24-002-007, 1219-26-001-026, 1219-26-001-025 and 1219-26-001-024 if all land owners within Green Acres filed Proofs of Appropriation . Several owners within the Green Acres Subdivision failed to file a Proof of Appropriation. Per NRS § 533.125 (2) the State Engineer filed Proofs of Appropriation as follows: APN 1219-26-001-031, V-09264; APN 1219-24-002-009 (portion), V-09265; 1219-24-002-008, 009 (portions), V-09270; APN 1219-24-002-007, V-09266; APN 1219-26-001-025 (portion), V-09267; 1219-26-001-025, V-09268; and 1219-26-001-024, V-09269. In conclusion the State Engineer determines that Proof V-06367 shall be allotted the entire flow of Miller Creek for 10 days out of each bi-weekly (14 day) rotation schedule. The State Engineer determines that Proofs V-06322, V-06324, V-06325, V-06326, V-06327, V-06328, V-06339, V-06330, V-06331, V-06333, V-06333, V-06334, V-06335, V-07486, V-09265, V-09265, V-09267, V-09268, V-09269 and V-09270 shall be allotted the entire flow of Miller Creek for 4 days out of each bi-weekly (14 day) rotation schedule. Rights under Permit 24525, Certificate 8136, for the waters of Miller Creek will subject to the same rotation schedule as the proofs. Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on crop water requirements for alfalfa, pasture grass and spring grain.

** Deed recorded June 1, 1916 in Book P of Deeds page 260 in the Douglas County Recorder's Office.

^{**4} consecutive days of diversion from Miller Spring are to be shared amongst all owners listed under "Biweekly schedule.

TABLE 8. SPRINGS ARISING ON THE WEST SIDE OF FOOTHILL ROAD
ON THE HERITAGE RANCH WITHIN SECTION 26, T.12N., R.19E., M.D.B.&M.

PROOF AND PERMIT	ACREAGE ACCEPTED	DECREED DIVERSION RATE	DUTY**: ACRE-FEET	DUTY: TOTAL
NUMBERS	7.002.122	IN C.F.S.	PER	ACRE-FEET
			ACRE	
1. UNNAMED SPRING "A	A" (aka "UNNAMED STRI	EAM") -SW¼ NW¼ SEC	. 26, T.12N., R.19E., M.D	.B.&M
V-06322	2.47	0.015	4.00	9.88
V-06325	2.54	0.016	4.00	10.16
V-06326	2.50	0.016	4.00	10.00
V-06327	4.90	0.030	4.00	19.60
V-06328	5.55	0.034	4.00	22.20
V-06329	5.22	0.032	4.00	20.88
V-06330	5.08	0.032	4.00	20.32
V-06331	4.88	0.030	4.00	19.52
V-06333	4.98	0.031	4.00	19.92
V-06334	2.55	0.016	4.00	10.20
V-06342	7.20	0.045	4.00	28.80
V-07486	4.86	0.030	4.00	19.44
V-08850	12.43	0.077	4.00	49.72
V-09264	2.53	0.016	4.00	10.12
V-09265	2.55	0.016	4.00	10.20
V-09266	5.18	0.032	4.00	20.72
V-09270	5.18	0.032	4.00	20.72
TOTALS:	80.60	0.500		322.40

PROOF AND PERMIT NUMBERS	ACREAGE ALLOTTED	DECREED DIVERSION RATE IN C.F.S.	DUTY**: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
2. UNNAMED SPRING "B	B" - SE¼NW¼ SEC. 26,	T.12N., R.19E., M.D.B.&M	I.	
V-06343	2.53	SUB-IRRIGATED	NO DUTY	NONE
V-06343‡	7.20	SUPPLEMENTAL	NO DUTY	NONE
V-08850	{25.54}	DRAIN & WASTE	NO DUTY	NONE
TOTALS:	9.73		NO DUTY	

‡ Water from Unnamed Spring "B" may be utilized to supplement the flow rate from Unnamed Spring "A" when irrigating the 7.20 acres described under Proof V-06342 due to the fact that they commingle in the same collection box. The waters of Unnamed Spring "B" shall be allowed to flow to the south and commingle with the waters of Unnamed Spring "D" when Proof V-06342 is not in rotation priority.

{} Acreage that does not have a direct diversion right and is subject to "drain and waste" water use from this source.

3. UNNAMED SPRING "C" - SE¼NW¼ SEC. 26, T.12N., R.19E., M.D.B.&M.

V-02857	163.00	3.000	4.00	652.00

This portion of the spring complex is diverted into a southeasterly flowing ditch where it becomes supplemental to a portion of Proof V-02858.

	TOTALS:	165.98	3.000	4.00	652.00
V-08850		{9.41}	DRAIN & WASTE	NO DUTY	NONE
V-06344		2.98	SUB-IRRIGATED	NO DUTY	NONE
V-06323		{40.35}	DRAIN & WASTE	NO DUTY	NONE
V-06321		{40.36}	DRAIN & WASTE	NO DUTY	NONE
1 1001 7 020					

Acreage denoted within brackets "{}" is not considered as part of the acreage irrigated by direct diversion from the listed source, therefore, no duty or diversion rate is associated with these claims.

PROOF AND PERMIT NUMBERS	ACREAGE ALLOTTED	DECREED DIVERSION RATE IN C.F.S.	DUTY**: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
4. UNNAMED SPRING "E	D" - SE¼NW¼ SEC. 26,	T.12N., R.19E., M.D.B.&M		
V-06321	40.36		4.00	161.44
V-06323	40.35		4.00	161.40
V-08850	25.54		4.00	102.16
V-06322		*VARIABLE	SEE #4	*VARIABLE
V-06325		*VARIABLE	SEE #4	*VARIABLE
V-06327		*VARIABLE	SEE #4	*VARIABLE
V-06328		*VARIABLE	SEE #4	*VARIABLE
V-06329		*VARIABLE	SEE #4	*VARIABLE
V-06330		*VARIABLE	SEE #4	*VARIABLE
V-06331		*VARIABLE	SEE #4	*VARIABLE
V-06333		*VARIABLE	SEE #4	*VARIABLE
V-06335		*VARIABLE	SEE #4	*VARIABLE
V-06345	13.35	SUB-IRRIGATED	NO DUTY	NONE
TOTALS:	119.60			425.00

The diversion rate for each spring is based on flow measurements conducted by personnel of the Office of the State Engineer. Flow and diversion rates during periods of drought and middle to late irrigation season will generally be less than the rates determined in the Final Order of Determination. Therefore, all parties will have to share the water shortage during periods of low flow.

*Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on crop water requirements for alfalfa, pasture grass and spring grain.

- ** The maximum duty of water is 4.00 acre-feet per acre from any and/or all sources. The duty from Unnamed Spring "A" for the total irrigated acreage is 4.00 acre-feet per acre on land that is not irrigated by Unnamed Spring (D) during the 198 day irrigation season.
- 1. The total practicable discharge from Unnamed Spring "A" under the listed proofs is 0.50 c.f.s.

Review of a 1938 aerial photographs indicates that the acreage claimed and supported by the map filed under Permit 24918 is the correct representation of the irrigated acreage with the exception of acreage adjustments under Proofs V06342, V-06343, V-06344 and V-06345. This also complies with Map No. 4891 drawn by the "U.S. Geological Survey, Hydrographic Branch Reclamation Service, for the Truckee-Carson Project Nev.", dated July 27, 1904.

- 2. Spring Area "B" is collected in a ditch at the base of the spring area and flows to the north to the structure designated as "CONTROL BOX AND VALVE" located on the south line of the NE¼NW¼ Section 26, T.12N., R.19E., M.D.B.&M. Water from this ditch can be diverted directly from the collection ditch or placed into the ditch that runs from the valve box in a south/southeasterly direction toward the channel running from 'Unnamed Spring Area "D" to the pond. The supporting map for Proof V-06343 shows water flowing in a southerly direction adjacent to the east side of Unnamed Spring Area (B). The correct direction of flow is to the north. Proof V-06343 claims water from the portion of the spring source located within the SE¼ NW¼, Sec.26 T.12N., R.19E., M.D.B.&M. that flows in a northerly direction to the "CONTROL VALVE AND BOX" as depicted on said supporting map. Water from this source then flows in a south/southeasterly direction where it commingles with water from' Unnamed Spring Area (D). Unnamed Spring (B) may be used to supplement the flow rate for land irrigated under Proof V-06342during the prescribed rotation schedule.
- 3. Spring Area "C" is a sub-irrigated meadow overlying a spring source. This water right shall be limited to 2.98 acres within the SE¼NW¼ Section 26, T.12N., R.19E., M.D.B.&M. Water from this source flows southeast to east into the Heidtman Ditch and is claimed under Proof V-02857 for irrigation of 163.00 acres located within the W½NE¼ and NW¼ Section 25; and NE¼NE¾ and S½NE¼ Section 26, T.12N., R.19E., M.D.B.&M. This source is diverted via the Heidtman Ditch and is not a direct diversion source for Proof V-06321, Proof V-06323 and Proof V-08850. Any water from this source is considered as "drain and waste" water under the preceding proofs and does not receive a diversion rate or duty. The spring as claimed under Proof V-06344 sub irrigates 2.53 acres of pasture. The acreage can be used to graze livestock or be harvested. No physical diversion of water is necessary to irrigate this acreage. Therefore, no diversion rate or duty shall be assigned to Proof V-06344 even though this land retains the right to be sub irrigated.

4. Spring Area "D" discharges through multiple channels and eventually into a collection ditch that provides irrigation water for Proofs V-06321, V-06323 and V-08850. A portion of this water is routed through the pond located on APN's 1219-26-001-18 and 1219-26-001-19. Pond overflow is returned to the collection ditch just to the west of Foothill Road and upstream of a wooden headgate that was used to back water through a second headgate and into a culvert that directs water to the north and beneath Foothill Road through a large culvert located to the east of the east end of the aforementioned pond. The water flows through ditch that bisects Proof V-08850 and into the irrigation ditch that flows along the south boundary of the Green Acres Subdivision at a point near the center of the south property boundary of APN 1219-26-001-031. A measuring device shall be installed downstream of the lower headgate in the main channel of the collection ditch. The headgate shall be regulated to allow a minimum flow of 1.5 c.f.s. into the southerly irrigation ditch that provides water for Proofs V-06321, V-06323 and V-08850. Any flow above this rate shall be diverted through the headgate that controls the lateral ditch (culvert) to the north. This water shall be available as "excess flow" fir irrigation under Proofs V-06322, V-06325, V-06326, V-06327, V-06328, V-06329, V-06330, V-06331, V-06333, V-06334, V-07486, V-09264, V-09265, V-09270. No separate rotation schedule shall be applied to the water from Unnamed Spring (D) classified as "excess flow". This water shall be utilized as set forth in the rotation schedule for Unnamed Spring (A) as it applies to the aforementioned proofs. Any water not utilized for irrigation shall continue to the next water user to make up water for their direct diversion claims.

TABLE 9. LUTHER CREEK CLAIMS.				
PROOF AND PERMIT NUMBERS	ACREAGE ACCEPTED	FINAL ORDER DIVERSION RATE IN C.F.S.	DUTY: ACRE-FEET PER ACRE	DUTY: TOTAL ACRE-FEET
V-02858-west	149.40	5.00	4.00	597.60
V-02858-east	129.00	1.67	4.00	516.00
V-06363	79.97	2.16	4.00	319.88
V-06364 (SHOCKEY)	NA	NA	NA	NA
V-06365 `	59.20	1.18	4.00	263.80
V-06365 (BROOKS)	NA	NA	NA	NA
V-06371 `	NA	DRAIN & WASTE	NA	NA
V-06372 (SCOSSA)	NA	DRAIN & WASTE	NA	NA
V-06321 `	NA	DRAIN & WASTE	NA	NA
V-06323	NA	DRAIN & WASTE	NA	NA
V-08850	NA	DRAIN & WASTE	NA	NA
TOTALS:	417.57	10.007	4.00	1697.28

Miscellaneous flow measurements by U.S. Geological Survey and the Office of the State Engineer beginning on September 27,1976 and ending on June 16, 1998, ranged from a low of 0.77 c.f.s. on July 6, 1992, to a high of 13.7 c.f.s. on July 12, 1983. Therefore, total available flow in Luther Creek is based on a high flow of 10.0 c.f.s. Available flow in average runoff years and from middle to late in the irrigation season will be substantially less than the amount issued in the Final Order of Determination. Water distribution will continue to be controlled by the LUTHER CREEK DECREE, 2nd Judicial District, State of Nevada, Douglas County:Hannum v. Cary-May 27th, 1874.

Claim V-02858: 1/2 of the flow of Luther Creek is appurtenant to 129.0 acres located within the NE¼SE¼, NW¼SE¼, NE¼SW¼, SE¼SW¼, SW¼SE¼ and SE¼SE¼, Section 25, T.12N., R.19E., M.D.B.&M. 1/6 of the flow of Luther Creek is appurtenant to 149.4 acres located within the NE¼NE¼, SE¼NE¼ and NE¼SE¼, Section 25; NW¼NE¼, SW¼NE¼, NE¼NW¼, NW¼NW¼, SW¼NW¼ and SE¼NW¼, Section 26, T.12N., R.19E., M.D.B.&M.

Claims V-06363 and V-06365: 1/3 of the flow of Luther Creek is appurtenant to 139.17 acres located within the SW¼NE¼, SW¼NW¼ and SE½NW¼, NE½SW¼, NW¼SW¼, SW½SW¼ and NW½SE½ Section 25; SE½NW¼ and NE½SE½ Section 26, T.12N., R.19E., M.D.B.&M. Acreage is reduced for these claims due to discrepancies on the supporting map found when compared to Douglas County Assessor's parcel maps and redrafting in the State Engineer's Office.

Note: These diversion rates and duties are based on a 198 day irrigation season beginning April 1 and ending October 15 of each year. Duties are also based on crop water requirements for alfalfa, pasture grass and spring grain.

APPENDIX C

Subpart D: Order and Judgment
Order dated April 5, 2012

APR - 5 2012

Case No.: 08-CV-0363-D

DOUGLAS COUNTY DISTRICT COURT CLERI

Dept. No.: I

2012 APR -5 PM 1:46

TED THRAN

IN THE NINTH JUDICIAL DISTRICT COURT OF

IN AND FOR DOUGLAS COUNTY

In the Matter of the Determination of g the Relative Rights in and to the Waters of Mott Creek, Taylor Creek, 9 Cary Creek (aka Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (aka Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, 11 Wheeler Creek No., 1 Wheeler Creek 12 No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed 13 Sources in Carson Valley, Douglas County, Nevada.

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FINDINGS OF FACT, CONCLUSIONS OF LAW, ORDER AND JUDGMENT

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This action came on for trial before the Court, 18 Honorable David R. Gamble, District Judge, presiding, and the 19 issues having been duly tried, and on January 12, 2012, the Court, in the presence of the parties and their respective counsel, viewed Sheridan Creek, the ponds referenced herein and the water distribution system, and an oral decision having been duly rendered by the Court on January 13, 2012, the Court now makes the following Findings of Fact, Conclusions of Law, Order 25 and Judgment.

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FINDINGS OF FACT

THE PARTIES:

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- 1. Exceptors J.W. Bentley and Maryann Bentley, Trustees of the Bentley Family 1995 Trust, own property commonly known as 6 853 Sheridan Lane, Douglas County APN 1219-14-001-013 (the 7 "Bentleys").
 - Kristina and Forrester Intervenors Donald S. Forrester own property commonly known as 913 Sheridan Lane, Douglas County APN 1219-14-001-012.
 - Nevada limited Ranches, LLC, 3. Intervenor Hall property commonly known as 463 liability company, owns Centerville Lane, Douglas County APN 1219-14-001-003.
- 4. Intervenors Thomas J. Scyphers and Kathleen M. Scyphers 16 own property commonly known as 481 Centerville Lane, Douglas 17 County APN 1219-14-001-004.
- 5. Intervenors Frank Scharo, Trustee of the FNS Revocable Trust Agreement dated May 20, 2008, as to an undivided 90% and Camille Gardner Scharo, Trustee of 2008, as to an Trust Agreement dated May 20, Revocable undivided 10% interest, own property commonly known as 495 24 Centerville Lane, Douglas County APN 1219-14-001-005.
- 6. Intervenor Sheridan Creek Equestrian Center, 25 Nevada limited liability company, owns property commonly known as 551 Centerville Lane, Douglas County APN 1219-14-001-008.

7. Ronald R. Mitchell and Ginger G. Mitchell own property commonly known as vacant land on Centerville Lane, Douglas County APN 1219-14-001-011.

THE WATERS OF SHERIDAN CREEK AND TRIBUTARIES:

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- The waters of Sheridan Creek were first 7 beneficial use in 1852 and all dates of priority for the rights 8 therein stem therefrom as the water has been put to beneficial use continuously to the present day. The water from Sheridan Creek is divided into North Diversion and the South Diversion. Sixty percent (60%) of the flow is to the North Diversion and forty percent (40%) flows to the South Diversion. The matters at issue herein concern only the North Diversion.
- The waters of Stutler Creek were put to beneficial use 16 in 1905 and are diverted by a pipeline and co-mingled with the 17 waters of the North Diversion and are administered therewith.
 - 10. The waters of Gansberg Spring are the subject of State Engineer's Permit 07595, Certificate 1760. The waters of Gansberg Spring are diverted by a pipeline and co-mingled with the waters of the North Diversion and are administered therewith.
- 11. Collectively, these waters are known simply as the 25 North Diversion of Sheridan Creek.
- 12. Evidence was produced that the place of use for Permit $27 |_{0.07595}$, Certificate 1760, does not match exactly with the place

of use for the waters of Sheridan Creek and Stutler Creek. However, as these waters are co-mingled with the waters of Sheridan Creek and it would be difficult to administer separately, they will be administered in accordance with the 6 Findings and Decree herein.

THE FINAL ORDER OF DETERMINATION AND THE EXCEPTIONS: 7 C.

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- The Final Order of Determination by the 13. Engineer was filed herein on November 8, 2008.
- 14. The Bentleys, as "Exceptors", filed their Notice of Exceptions and Exceptions to Final Order of Determination herein on December 10, 2008, and Amended Exceptions on March 25, 2009.
- the following stipulations 15. The parties made 16 relation to these Exceptions at the beginning of the trial, 17 which were adopted by the Court:
 - a. Exception 1, in part, was that the State Engineer would not attempt to include a rotation schedule in the Decree itself, but that the provisions of NRS 533.075 and the orders of this Court would be used to determine when and if a rotation schedule is needed to efficiently use the waters of the State of Nevada. However, Bentley reserves all objections to the imposition of a rotation schedule, including objection about the statutory authority to do so.

- b. Exception 2 requested that the State Engineer add the proof number for Proofs V-06307 and V-06308 to the Map included in the Final Order of Determination. The parties agreed that the Map does not depict any stockwater rights, that the Decree controls water rights and the Map is for convenience only, and that the proofs need not and will not be shown on the Map.
- c. Exception 3 was to correct a typographical error in the Final Order of Determination at page 51, where Proof V-06505 will be changed to reflect the proper number, which is Proof V-06305, in the Decree.
- d. Exception 4 requires the State Engineer to change the acreage listed under Proof V-06305 to reflect the current property lines and that the acreage be listed as 12.93 acres for Proof V-06305 in the Decree.
- e. Exception 5 requested that a diversion structure be installed in Sheridan Creek that would more accurately divide the North and South Diversions. The current method is inadequate, which involves the placement of rocks in the stream channel that spilt the flow into the two diversions. The parties and the State Engineer agree that a structure should be installed, but that in order to assess the cost to all users of both branches, the

the Decree installation will be deferred until after becomes final.

- the Final Order of 16. all other respects, In Determination is proper and may be included in the Decree.
- The remaining issues raised by Exception 1 and 7 reflected in the Intervenors' claims and defenses concerned the 8 validity, breach and violation of the Water Use and Diversion Agreement, discussed below.

WATER RIGHTS OWNED BY BENTLEYS AND INTERVENORS:

18. The Bentleys are successor landowners and water right holders as set forth in the Final Order of Determination, to wit (pages 106-109):

Exceptors	<u>APN</u>	Acreage	Proofs
J.W. Bentley Maryann Bentley, Trustees	1219-14-001-013	12.93	V-06305 V-06306 V-06307 V-06308

- 19. The Intervenors own ranch land located downstream from 20 the Bentleys' Property.
- 20. The Intervenors also hold water rights in Sheridan 22 Creek, historically used to irrigate their ranch lands.
 - 21. The Intervenors are necessarily interested in the water diversions made upstream by the Bentleys in violation of custom, practice and agreements.

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22. A tabulation of Intervenors' land holdings and water rights as set forth in the Final Order of Determination, to wit (from pages 109-112, 132-133 and 136-137):

Intervenors	APN	Acreage	Proofs
Donald S. and Kristina Forrester	1219-14-001-012	59.620	V-06309 V-06310
Hall Ranches, LLC	1219-14-001-003	23.800	V-06340 V-06341
Thomas J. Scyphers and Kathleen M. Scyphers	1219-14-001-004	13.010	V-06311 V-06312
Frank Scharo and	1219-14-001-005	12.990	V-06311
Camille Scharo			V-06312
Sheridan Creek	1219-14-001-008	35.960	V-06310
Equestrian Center, LI	uc (,	
Ronald R. and Ginger G. Mitchell	1219-14-001-011	10.370	V-06336 V-06337

Total Acreage of Intervenors 155.930

THE WATER USE AND DIVERSION AGREEMENT: 19 E.

23. The remaining issues raised by Exception 21 reflected in the Intervenors' claims and defenses concerned the 22 validity, breach and violation of the Water Use and Diversion Agreement dated June 9, 1986, and recorded on March 27, 1987, Document 152147, Douglas County Records ("Diversion Agreement"). (Exhibit 10.)

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- a. The Bentleys argued that the Diversion Agreement allowed them to divert a constant flow of water into the ponds on their Property.
- b. The Bentleys also argued that they should not be subject to any Rotation Schedule because of Diversion Agreement.
- The Intervenors argued that the ponds consumed excessive amounts of water and that the Diversion forth in invalid, all as set Agreement is Response and Objections to Notice of Exceptions and Exceptions to Final Order of Determination filed herein on November 19, 2009. (Exhibit 80.)
- 24. The State Engineer took no position on the Diversion 16 Agreement because it involves contested issues of title.
- 25. The Diversion Agreement was not signed by Intervenors 18 Ronald R. Mitchell and Ginger G. Mitchell, who had previously acquired one parcel of land prior to recording of the Diversion Agreement and therefore they are not affected or bound by it, even if valid.
- 26. The Mitchells are entitled to their share and portion 24 of Sheridan Creek water without diminution by passing the water 25 through any pond or ponds on the Bentleys' Property.

27. The Diversion Agreement was neither executed by June Irene Bartlett, who took title as June Irene Rolph nor by Nancy kolph Welch (collectively the "Rolphs").

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- 28. At the time the Diversion Agreement was executed by 6 thers, the Rolphs held title to the water rights. (Exhibits 4, 7 and 10.)
 - 29. The Rolphs were anticipated and intended to be parties to the Diversion Agreement but did not sign it.
- 30. Gerald Whitmire and Pamela Whitmire were process of developing their property and held title to the land, but all the appurtenant water rights were reserved to the Rolphs.
- 31. A pond, known as the lower pond, has existed on the 16 Bentleys' Property from some time prior to the initiation of 17 this adjudication.
 - 32. The Bentleys built a second and larger pond, known as the upper pond, on their Property in or about 2008.
 - 33. The Bentleys' use of water to fill and maintain the water level in their two ponds is a consumptive use.
- 34. The two ponds existing on the Bentleys' Property use 24 water from Sheridan Creek in a consumptive manner.
- 35. The Bentleys have diverted water into their ponds and 25 the water is not thereafter entirely diverted back to the

irrigation ditches for the irrigation of the Intervenors' Properties.

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- 36. The water that seeps into the ground as a result of flowing into the Bentleys' ponds is not re-diverted to the irrigation ditches of the Intervenors.
- 37. Once the water from the Bentleys' ponds flows into the common aquifer it is lost to the irrigation system used by the Intervenors.
- irrigation system water total 38. parties' diminished by the water losses from the Bentleys' ponds.
- 39. The Intervenors objected that the Bentleys consumed water in violation of the Diversion Agreement and that they 15 were not able to get their full and complete allocated portion 16 of water.
 - this Court, the State Engineer Under Order of 40. conducted two seepage tests in May and August 2010. The seepage revealed that the ponds did consume water through seepage, evaporation and transpiration. (Exhibits 33 and 35.)
- 41. The two ponds on the Bentleys' Property consumed water in excess of 30.0 acre-feet during the 2010 irrigation season, 24 which the Court determines to be a consumptive use of water in 25 | violation of the Diversion Agreement, even if valid.
 - 42. Whenever the flow of water in the North Diversion is at or above 2.0 cubic feet per second (cfs) constant flow to

the Bentleys' ponds would not injure any other water users, as long as the overflow is re-diverted to the irrigation system.

43. Whenever the flow in the North Diversion is below 2.0 cubic feet per second (cfs) a rotation schedule would be needed 6 to avoid injury to the water users.

7 F. ATTORNEY FEES:

- 44. Mr. Bentley, through intimidation and threat, attempted to bully the Intervenors, acting in a manner to harass and financially exhaust the Intervenors.
- 45. Bentleys brought and maintained their Exception No. 1 relating to the Diversion Agreement without reasonable grounds.
- 46. The Diversion Agreement contains a clause that allows 15 attorney fees to the prevailing party in the event a lawsuit is 16 brought to enforce or interpret the Agreement.
- 47. Bentleys asserted that the Agreement dated August 5, 18 1986, and the letter recorded August 6, 1986, granted an additional right to divert the flow of Sheridan Creek through the ponds. (Exhibit 7.) However, those documents did not grant any additional rights and are invalid.
- The Bentleys proceeded in this matter under 24 erroneous theory and under an erroneous thought process, and 25 therefore, their action was maintained by them without 25 reasonable grounds.

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- 1. If any of the above Findings of Fact is truly a Conclusion of Law, it will be treated as such.
- The stipulations and agreements of the parties listed 2. 6 in paragraph 15 above are adopted by the Court.
 - The Intervenors and the Bentleys share the same priority date for all water rights from Sheridan Creek and tributaries.
 - 4. The Diversion Agreement was neither executed by June Irene Bartlett, who took title as June Irene Rolph, nor by Nancy Rolph Welch. Therefore, the Diversion Agreement fails.
- 5. The Rolphs were necessary and indispensable parties to 15 the Diversion Agreement.
- 6. The Diversion Agreement was ineffective and invalid 17 because it did not have the necessary and contemplated 18 signatures of all parties.
 - 7. A contract purporting to be made between several parties, containing mutual covenants, of which those of one party are the consideration of the others, must be executed by all to be valid.
- 8. The Diversion Agreement is ineffective, invalid and 25 unenforceable.
 - 9. The Diversion Agreement is unenforceable under the Nevada Statute of Frauds.

- 11. The lands of Intervenors lie downstream from the lands of the Bentleys and the uses and proposed uses by the Bentleys 7||to fill ponds on their Property conflict with the rights of the Intervenors.
 - 12. The Bentleys' use to fill a new pond on their Property violates the Diversion Agreement, even if valid.
 - 13. The After-Acquired Title Doctrine does not cure the defects in the Diversion Agreement.
- 14. The Bentleys withdrew their assertion of the After-15 Acquired Title Doctrine at the commencement of trial.
- Only one pond existed at the time the Diversion 17 Agreement was prepared, and the rights under such an agreement may not be amplified by the future extension of any rights under that Agreement to include the second or upper pond.
 - 16. The rights, if any, under the Diversion Agreement cannot be amplified or increased unilaterally without the consent of downstream water users, here the Intervenors.
- 17. The Diversion Agreement, even if valid, limited the 25 scope and burden to the pond existing at the time of the execution of the Agreement and did not provide for additional

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ponds thereby increasing the burden on downstream water users, here the Intervenors.

- 18. The Bentleys have violated the Diversion Agreement, even if valid, by creating a pond that is not water tight, has excess seepage and consumes and wastes water.
- 19. The Intervenors are the prevailing parties and are entitled to their costs and a reasonable attorney fees.
- 20. The Intervenors are adjudged to be the prevailing parties for purposes of an award of attorney fees to be supported by a separate motion or memorandum for the same pursuant to NRCP 54(d) and NRS 18.010.
- 21. The Intervenors shall prepare and file a Memorandum of Fees and Costs, to include evidence sufficient for the Bentleys 16 to examine the Memorandum for content without invading the 17 attorney/client privilege. The Court will make a determination on the amount of costs and attorney fees after the Bentleys have had an opportunity to respond to the Memorandum.

ORDER AND JUDGMENT

It is hereby ordered the final decree in this matter shall 24 include the following:

Final the typographical error in 25 Determination at page 51, where the Proof number appears

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Proof V-06505, will be changed to reflect the proper proof number Proof V-06305 in the Decree.

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- The State Engineer shall change the acreage listed under Proof V-06305 to reflect the current property lines and 6 that the acreage will be listed as 12.93 acres for proof V-706305 in the Decree.
 - 3. The Final Order of Determination issued by the State Engineer on August 14, 2008, as it pertains to Ninth Judicial District Court case no. 08-CV-0363 subpart D, is affirmed, confirmed and approved in all respects except as specifically amended herein.
- 4. The remainder of the Final Order of Determination, as 15 it pertains to Ninth Judicial District Court case no. 08-CV-16 0363 subpart D, is affirmed and shall become the Final Decree.
 - 5. When the combined flow from the North Diversion of Sheridan Creek and tributaries drops below 2.0 cfs, the State Engineer shall impose a rotation schedule.
- 6. The rotation schedule shall be in effect from the time the North Diversion of Sheridan Creek drops below 2.0 cfs until superseded, until the flow rises to above 2.0 cfs or until the 24 schedule is stayed or modified by this Court.
- 7 The rotation schedule shall be prepared 25 beginning of the irrigation season to allow review by this Court, under NRS 533.450, if any party challenges the schedule.

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Copies served by mail this	lay of April 2012 to:
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	Judi
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Judicial Assistant

APPENDIX D

Subpart E: Order and Judgment Order dated December 24, 2013 Case No.

08-CV-0363-E

Dept. No.

DEC

2013 DEC 26 AH 9: 03

DOUGLAS COLAR D. GOEL

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR THE COUNTY OF DOUGLAS

In the Matter of the Determination of the relative rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (aka Carey Creek), Monument Creek, and Bulls Canyon. Stutler Creek (aka Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and various unnamed sources in Carson Valley, Douglas County, Nevada.

ORDER

THIS MATTER came before the court on October 10, 2012, for a pretrial conference and on November 7, 2102, and November 30, 2012, to hear and resolve specific exceptions to the State Engineer's Final Order of Determination regarding water sources identified within the above caption. Specifically, the exceptions at issue in this submatter were filed by Jerald R. Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as amended, and Irene W. Windholz, Trustee of the Irene M. Windholz Trust dated August 11, 1992, in one instance, and Edward H. Groenendyke, as Trustee of the Groenendyke Family Trust, in the second instance.

Appearing before the court on all three dates were the State of Nevada, and Tracy Taylor, P.E., in his capacity as State Engineer of Nevada, by and through their counsel, Attorney General Catherine Cortez Masto and Senior Deputy Attorney General Bryan I I I

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Stockton.¹ Also appearing before the court on those dates were T. Scott Brooke, Esq. and the law firm of Brooke Shaw Zumpft, representing claimant Edward H. Groenendyke, as Trustee of the Groenendyke Family Trust. Also appearing before the court on those dates were Gordon H. DePaoli, Esq. and the law firm of Woodburn and Wedge, representing Jerald R. Jackson, Trustee of the Jerald R. Jackson 1975 Trust, as amended, and Irene W. Windholz, Trustee of the Irene M. Windholz Trust dated August 11, 1992.²

The subject matter of this subproceeding is the complex of springs known as Unnamed Springs A-D. See Final Order of Determination, page 16-17. During the October 10th pretrial conference, the parties present stipulated that the normal duty of water for the acreage of real property served by Unnamed Spring (A) is 4.0 acre-feet per acre annually, with the understanding that because the relevant water sources do not produce sufficient water to meet the duty, no claimant will actually receive the full duty of water each year. Transcript of Proceedings, Pretrial Conference of October 10, 2012, page 8, line 2 - page 10, line 13; Transcript of Proceedings of November 7, 2012, page 16, lines 18 - 23. The court hereby adopts the provisions of that stipulation. Thus, references within the State Engineer's Final Order of Determination, including but not limited to page 20 and any corresponding tables and proof summaries arising therefrom such as Table 8 at page 200, to a duty of 2.43 acre-feet per acre shall be substituted with 4.0 acre-feet per acre.

During the proceedings commenced on November 7, 2012, the parties present stipulated that a specific rotation schedule pertinent to the proofs at issue, see Table 8 of the

Senior Deputy Attorney General Nhu Q. Nguyen, Esq. also appeared on behalf of the State Engineer on October 10th and November 7th.

Dale Ferguson, Esq. also appeared on behalf of the Jackson and Windholz trustees on November 7th and November 30th.

Final Order of Determination, is not to be included within the final decree, but instead a provision will be included within the decree for the implementation by the State Engineer, as the court's water commissioner, of a rotation schedule affecting the specific waters at issue in the event the affected claimants cannot reach agreement regarding an acceptable rotation of water flow promoting a beneficial use. If deemed necessary, a claimant may then lodge an objection before the court regarding the details of a rotation schedule implemented by the State Engineer in any given year. Transcript of Proceedings of November 7, 2012, page 10, line 19 page 13, line 6. The court hereby adopts the provisions of that stipulation. As water flows decrease over the course of an irrigation season, claimants are to share in the reduced flow proportional to their interest.

With those stipulations in place, on November 30, 2012, the parties sought a ruling from the court to resolve a remaining issue: exceptions raised by the Groenendyke, Jackson and Windholz trustees regarding the State Engineer's commingling of water originating from Unnamed Spring (A) into Unnamed Creek, thereby allegedly redirecting the use of Unnamed Spring (A) from its historical beneficial use and, as a result and in effect, awarding vested water rights to certain downstream claimants. Given this narrowed controversy, the exception to the State Engineer's Final Order of Determination raised by the Jackson and Windholz trustees pertains now only to Proof of Appropriation No. V-06342 as further addressed within this order; the exception raised by the Groenendyke trustee pertains to Proof of Appropriation No. 08850. In effect, however, these narrowed exceptions to now be resolved by the court contest the sharing of water originating from Unnamed Spring (A) with other proofs constituting certain downstream property owners labeled as the Green Acres subdivision.

Specifically, the State Engineer's Final Order of Determination states in relevant part:

FINDINGS OF FACT AND CONCLUSIONS

After review and consideration of evidence, testimony at the public administrative hearing held by staff of the State Engineer's Office on March 5 & 7, 2007, to the objections to the Preliminary Order of Determination, and all relevant files in the State Engineer's office, the following is determined:

Objections regarding Unnamed Springs (A), (B), (C) and (D) located within the old Heritage Ranch and the Green Acres Subdivision:

A. Edward Groenendyke objection to the Preliminary Order of Determination:

An objection to the Preliminary Order of Determination regarding Proof V-08850 as filed by B.J. Vasey, P.E., PLS on behalf of Edward Groenendyke. The basis of the objection is acreage that can be irrigated from Unnamed Spring (A), the duty of water and irrigated acreage.

Mr. Vasey testified that the entire 37.97 acres claimed under Proof of Appropriation No. V-08850 is able to be irrigated from "Unnamed Spring (A)". Cross-examination by Paul Taggart, Esq., did not produce any evidence to refute the 37.97 acres ability to be irrigated from Unnamed Spring (A). A formal field investigation of the water sources and irrigated acreage was conducted on July 26, 2007, as an extension of the March 5, 2007, hearing. The field investigation revealed that 12.43 acres of land lying to the north of the northeast trending drain ditch that bisects the Groenendyke under this claim is irrigated exclusively from "Unnamed Spring (A)". The remaining acreage located to the south and east of the described drain ditch consists of 25.54 acres irrigated by "Unnamed Spring (B)".

Unnamed Spring (B), hereafter referred to as "Unnamed Spring (D)" . . . is the water source for Proof V-06321, 40.36 acres; Proof V-06323, 40.35 acres; and Proof V-08850, 25.54 acres; for a total of 106.25 acres. Proof of Appropriation V-02856 claims a diversion rate of 3.5 cfs for the irrigation of 117.6 acres. Monthly flow measurements were conducted during the 1997 and 1998 irrigation seasons by staff of the Division of Water Resources. The measurements from this spring source ranged from a low of 1.45 cfs in July 0f 1998 to a high of 4.17 cfs in June of 1997. A flow rate from Unnamed Spring (D) of 1.20 cfs during the 198-day growing season will provide a duty of 4.0 acre-feet per acre on the original 117.6 acres. A flow rate of 1.45 cfs will provide 4.83 acre-feet per acre, 3.50 cfs will provide a duty of 11.67 acre-feet per acre and 4.17 cfs will provide a duty of 13.90 acre-feet per acre. The standard consumptive use figure for irrigated crops in northern Nevada is 4.0 acre-feet per acre. Pasture grass, native hay, and various grain types require substantially less water than alfalfa. The dominant crop type within the area of these water claims is pasture grass. . . . Actual consumptive use is considered to be somewhere between {2.23 acre-feet per acre and 3.32 acre-feet per acre}.

Aerial photography from 1938, 1939-1940, and 1954 illustrate equivalent vegetative and irrigation patterns within the confines of all irrigated acreage within the Heritage Ranch and Green Acres subdivision areas.

The State Engineer determines that it would not be suitable irrigation practice to apply more water than is necessary to irrigate pasture/harvest lands as listed under Proof V-06321, Proof V-06323, and Proof V-08850. The NEVADA LAW OF WATER RIGHTS authored by Wells A. Hutchins states:

Needs of appropriator. - The appropriate right is restricted to the quantity of water actually needed for irrigation, watering of stock, domestic use, or other beneficial purpose for which the appropriation is made. . . . It is recognized that the quantity of water varies with the seasons, and that a decree that authorizes the diversion of specific quantity at all time regardless of

necessity is erroneous.... The appropriator is entitled to enough water for his reasonable needs; ... but any quantity of water diverted in excess of existing needs is not taken in exercise of a right, but is part of the water to which junior appropriators are entitled....

The State Engineer further finds that the 3.5 cfs from Unnamed Spring (D) used for the irrigation of the above listed acreage yields 3 times the volume of water necessary for the irrigation of the existing and historic crops on this acreage.

The State Engineer determines that Unnamed Spring (A) is the primary source of water for the following claims: Proof V-06342, 7.20 acres; Proof V-08850, 12.43 acres, Proof V-06322, 2.47 acres; Proof V-06325, 2.54 acres; Proof V-06326, 2.50 acres; Proof V-06327, 4.90 acres; Proof V-06328, 5.55 acres; Proof V-06329, 5.22 acres; Proof V-06330, 5.08 acres; Proof V-06331, 4.88 acres; Proof V-06333, 4.98 acres; Proof V-06334, 2.55 acres; Proof V-07486, 4.86 acres; Proof V-09264, 2.53 acres; Proof V-09265, 2.55 acres; Proof V-09266, 5.18 acres; Proof V-09270, 5.18 acres; for a total of 80.60 acres. . . .

Proof of Appropriation V-08850 claims a vested water right from both Unnamed Spring (A) and Unnamed Spring (D). Permit 24919, Certificate 7842, is certificated for the waters of Unnamed Spring (A) for irrigation purposes within the same place of use as claimed under proof V-08850. Both water sources, Unnamed Spring (A) and Unnamed Spring (D), are claimed by Proof of Appropriation Nos. V-06321, V-06323,V-06342, V-06345 (claimed as 'UNNAMED SPRING, DESIGNATED JACKSON SPRING "D" '), and V-08850. Permit 24918, Certificate 7843, and Proof of Appropriation No. V-02856 claim water from an Unnamed Spring, also known as "Unnamed Spring "B" or Jackson Spring "D", for irrigation purposes within the same or portions of the place of use as the aforementioned proofs in the preceding sentence.

The information contained in Permits 24918 and 24919 and Proof of Appropriation V-02856 was reviewed and considered in determining the final disposition of Proof Nos. V-06321, V-06323, V-06342, V-06345 and V-08850. The State Engineer determines that it would not be prudent to attempt to administer the waters of the two spring sources under a minimum of three layers of permits and claims of vested rights. Therefore, the State Engineer determines that Permit 24918, Certificate 7843; Permit 24919, Certificate 7842, and Proof of Appropriation V-02856 are superseded by Proof of Appropriation Nos. V-06321, V-06323, V-06342, V-06345 and V-08850.

Finally, the State Engineer determines that Unnamed Spring (A) is physically capable of being diverted to any area within the 37.97 acres claimed under Proof V-08850. The State Engineer determines that water from Unnamed Spring (A) is not necessary for the irrigation of the 25.54 acres lying south of the diagonal ditch under this claim and Proofs V-06321 and V-06323 based on prior findings within the scope of this [Groenendyke] objection to the Preliminary Order of Determination. The State Engineer further determines that the commingling of Unnamed Spring (A) with Unnamed Spring (D) directs excessive water onto lands irrigated by the claims referred to in this paragraph. These waters then become drain and waste that may or may not be able to be effectively utilized by claimants within the Green Acres Subdivision.

Mr. Brant Honkanen testified that the reason that his grandfather purchased Lot 4 within the Green Acre Subdivision "was because it had the best water rights." Mr. Honkanen stated that the water from the "spring" {referring to Unnamed Spring (D)} flowed on a continuous basis over the "last 40 years" through the Groenendyke property to the point where it intersected the south ditch that supplies water from Unnamed Spring (A) and Miller Creek near the center of the south line of the Honkanen property (APN 1219-26-001-031). Mr. Honkanen said that the stream of water from Unnamed Spring (D) created "a natural pond at the confluence

of the south Green Acres ditch and the diagonal ditch that flows through the Groenendyke property (APN 1219-26-001-035). Mr. Honkanen's description of the confluence of the Unnamed Spring (D) and the South Green Acres Ditch was confirmed during the July 26, 2007, field investigation.

A field investigation of the irrigation system conducted on August 6, 1992, revealed that the spring source, "Unnamed Spring D", aka Jackson Spring "D", claimed under Proofs V-02856, V-08850, V-06321 and V-06323 was capable of being diverted approximately 150 feet north from the claimed point of diversion. The water was transmitted to the east through a culvert beneath Foothill Road and into the "bisecting ditch" that separates the north and south portions of Proof V-08850. Water was also transmitted through the Foothill Road culvert from a spring and swamp area that now comprises the "Jackson Pond" that was the primary issue of the aforementioned field investigation. The existence and location of this diversion and associated culvert/headgate substantiates the Honkanen testimony referred to in the preceding paragraph.

Staff of the State Engineer's Office has observed that the construction of the pond near the southeast corner of the Jackson property precludes the ability to divert water through the "bisecting ditch" through the Groenendyke property. The preceding findings are resolved [by] the subsequent State Engineer's Order [requiring reconstruction of the headgates and distribution system].

The State Engineer finds that the subdivision of the land that once comprised the two separate ranches that are the subject of this objection precludes the ability to irrigate the acreage in the manner that is completely consistent with the historic practices that were in effect prior to the 1960's.

Based on the preceding findings, the State Engineer finds that any flow from Unnamed Spring (D) in excess of 1.5 cfs shall be divided in a 60%/40% split with 40% of the water above 1.5 cfs diverted to the north through the diversion and culvert in the aforementioned paragraph, thence, flow to the east beneath Foothill Road and through the ditch that bisects the acreage listed under Proof V-08850. This water will intersect the ditch that flows from west to east along the south boundary of the Green Acres subdivision at a point near the middle of the south boundary of the irrigated acreage under Proof V-09264. The water from Unnamed Spring (D) shall have a direct diversion right, and will be available for use during the rotation schedule as set forth for Unnamed Spring (A) with the exception of Claims V-06321, V-06323, V-06334, V-06342, V-06345, and V-08850 that cannot physically receive water from this diversion. The remaining 60% of the flow in excess of 1.5 cfs will remain in the ditch that provides water to Heritage Ranch water users under Claims V-06321, V-06323 and V-08850.

The State Engineer determines that Hutchins definition of the "Needs of appropriator" as discussed on page 19 of this Final Order precludes the use of water from Unnamed Spring (A) to supplement flows from Unnamed Spring (D) that are in excess of what is considered a reasonable duty of water to accomplish the needs of the irrigators under Claims V-06321, V-06323 and V-08850. Therefore, the State Engineer finds that Unnamed Spring (A) shall henceforth be appurtenant to lands described under Proof V-06342, 7.20 acres; Proof V-08850, 12.43 acres, Proof V-06322, 2.47 acres; Proof V-06325, 2.54 acres; Proof V-06326, 2.50 acres; Proof V-06327, 4.90 acres; Proof V-06328, 5.55 acres; Proof V-06329, 5.22 acres; Proof V-06330, 5.08 acres; Proof V-06331, 4.88 acres; Proof V-06333, 4.98 acres; Proof V-06334, 2.55 acres; Proof V-07486, 4.86 acres; Proof V-09264, 2.53 acres; Proof V-09265, 2.55 acres; Proof V-09266, 5.18 acres; Proof V-09270, 5.18 acres; for a total of 80.60 acres.

The State Engineer determines that water from Unnamed Spring (A) can be distributed over the entire 37.97 acres claimed under Proof V-08850. The State Engineer finds that the 12.43 acres lying north of the bisecting ditch receive water as a direct diversion from Unnamed Spring (A). The State Engineer determines that the primary source of water for the 25.54 acres

lying south of said ditch is Unnamed Spring (D). The State Engineer finds that commingling the waters of Unnamed Spring (A) with the waters of Unnamed Spring (D) is not necessary for the irrigation of lands that are exclusively irrigated by said Spring (D). Further, the State Engineer determines that the commingling of Unnamed Spring (A) water with the waters of Unnamed Spring (D) allows the application of more water than is necessary to adequately irrigate land covered by said Unnamed Spring (D), therefore, the State Engineer concludes that the continued use of Unnamed Spring (A) water to supplement Unnamed Spring (D) constitutes a waste of water that is not allowed under Chapter 533 of the Nevada Water Law [specifically citing NRS 533.070 among others].

B. Jerald R. Jackson objection to the Preliminary Order of Determination:

An objection to the Preliminary Order of Determination regarding Proofs of Appropriation V-09264, V-09265, V-09266, V-09267, V-09268, V-09269, V-09270, V-02856, V-06342, V-06343, V-06344, V-06345 and Permits Nos. 24918, C-7843, and 24919, C-7842, was filed by Paul G. Taggart, Esq. on behalf of Jerald R. Jackson, et al. The basis of the objection is clarification of "drain and waste rights, priority date, exclusion of stock watering rights and the inclusion of the claimant's proofs in the rotation schedule.

In response to objection section I. <u>Drain and Waste Rights to Unnamed Jackson Spring "A"</u> and Any Unnamed Creek that Issues Therefrom.

A hearing of objections to the Preliminary Order of Determination was held by the staff of the State Engineer's Office on March 5, 2007. A formal field investigation of the water sources and irrigated acreage was held on July 26, 2007, as an extension of the March 5, 2007, hearing. The field investigation revealed that Proofs of Appropriation V-09267, V-09268, and V-09269 do not receive water from Unnamed Spring (A); therefore the State Engineer determines that Unnamed Spring (A) is not a valid source of water for said Proofs of Appropriation. However, the State Engineer has determined that Proofs of Appropriation V-09265, V-09266 and V-09270 can receive water from Unnamed Spring (A) as a direct diversion. It was the intent of the Preliminary Order of Determination to describe Unnamed Spring (A) as a primary source of water to V-09265, V-09266 and V-09270, and remains the intent of this Final Order of Determination to describe the same. Culture maps from the U.S. Geologic Survey show homogenous vegetation on the parcels of land that make up the aerial photography from 1938, 1939-1940, and 1954 illustrate equivalent vegetative and irrigation patterns within the confines of all irrigated acreage within the Heritage Ranch and Green Acres subdivision areas.

State Engineer's Final Order of Determination, page 16 - 25 (footnotes and citations omitted).

Preceding the hearing of November 30, 2012, the court had conducted a site visit in the presence of the parties and counsel on November 7, 2012, observing the relevant unnamed sources of water pertinent to the exceptions at issue. During the hearing of November 30, 2012, the court received the testimony of witnesses and documentation offered into evidence, including copies of maps and photographs containing information dating back to the year 1904, as well as copies of patents and deeds dating back to the year 1864 among other things.

At the conclusion of the hearing, the court provided the parties with a post-hearing

period of time to file any written objections they had regarding the proffered documentary evidence. No written objections have been received. Therefore, hearing exhibits 1 through 6 as marked and offered by the State Engineer are hereby admitted; hearing exhibits A through M as marked and offered by the Jackson and Windholz trustees are also admitted.³

Having examined all relevant pleadings and papers on file herein, and having considered the evidence and testimony presented during the hearing of November 30, 2012, and taking into account the court's observations during the site visit of November 7, 2012, the court now enters the following order, good cause appearing:

THAT the portion of the State Engineer's Final Order of Determination recounted above regarding Unnamed Spring (A) is affirmed; the parties' exceptions entered pertaining to Unnamed Spring (A) are denied.

Findings of Fact

The court adopts the relevant findings of fact contained within the State Engineer's Final Order of Determination as it pertains to the specific determination regarding Unnamed Spring (A). Those findings are substantiated by the record reflected within the exhibits referenced as footnotes within the Final Order of Determination and by the evidence adduced during the November 30th hearing, as well as the information obtained by the court during the site visit of November 7th. The findings include:

- 1. "Unnamed Spring (B), hereafter referred to as "Unnamed Spring (D)"... is the water source for Proof V-06321, 40.36 acres; Proof V-06323, 40.35 acres; and Proof V-08850, 25.54 acres; for a total of 106.25 acres."
 - 2. "A flow rate from Unnamed Spring (D) of 1.20 cfs during the 198-day growing

Any oral objections, if any, stated during the November 30th hearing are summarily denied, having received no further briefing from the parties.

season will provide a duty of 4.0 acre-feet per acre on the original 117.6 acres. A flow rate of 1.45 cfs will provide 4.83 acre-feet per acre, 3.50 cfs will provide a duty of 11.67 acre-feet per acre and 4.17 cfs will provide a duty of 13.90 acre-feet per acre."

- 3. "The standard consumptive use figure for irrigated crops in northern Nevada is 4.0 acre-feet per acre. Pasture grass, native hay, and various grain types require substantially less water than alfalfa. The dominant crop type within the area of these water claims is pasture grass. . . . Actual consumptive use is considered to be somewhere between [2.23 acre-feet per acre and 3.32 acre-feet per acre]."
- 4. "Aerial photography from 1938, 1939-1940, and 1954 illustrate equivalent vegetative and irrigation patterns within the confines of all irrigated acreage within the Heritage Ranch and Green Acres subdivision areas."
- 5. "[T]he 3.5 cfs from Unnamed Spring (D) used for the irrigation of the above listed acreage yields 3 times the volume of water necessary for the irrigation of the existing and historic crops on this acreage."
- 6. "Unnamed Spring (A) is physically capable of being diverted to any area within the 37.97 acres claimed under Proof V-08850."
- 7. "[W]ater from Unnamed Spring (A) is not necessary for the irrigation of the 25.54 acres lying south of the diagonal ditch under this claim [Proof V-08850] and Proofs V-06321 and V-06323."
- 8. "[T]he commingling of Unnamed Spring (A) with Unnamed Spring (D) directs excessive water onto lands irrigated by the claims referred to [directly above]. These waters then become drain and waste," precluding assured effective utilization by downstream claimants.
 - 9. Mr. Brant Honkanen testified [during a prior adminstrative hearing] that the reason that his

grandfather purchased Lot 4 within the Green Acre Subdivision "was because it had the best water rights." Mr. Honkanen stated that the water from the "spring" {referring to Unnamed Spring (D)} flowed on a continuous basis over the "last 40 years" through the Groenendyke property to the point where it intersected the south ditch that supplies water from Unnamed Spring (A) and Miller Creek near the center of the south line of the Honkanen property (APN 1219-26-001-031). Mr. Honkanen said that the stream of water from Unnamed Spring (D) created "a natural pond at the confluence of the south Green Acres ditch and the diagonal ditch that flows through the Groenendyke property (APN 1219-26-001-035). Mr. Honkanen's description of the confluence of the Unnamed Spring (D) and the South Green Acres Ditch was confirmed during the July 26, 2007, field investigation.

- 10. A field investigation of the irrigation system conducted on August 6, 1992, revealed that the spring source, "Unnamed Spring D", aka Jackson Spring "D", claimed under Proofs V-02856, V-08850, V-06321 and V-06323 was capable of being diverted approximately 150 feet north from the claimed point of diversion. The water was transmitted to the east through a culvert beneath Foothill Road and into the "bisecting ditch" that separates the north and south portions of Proof V-08850. Water was also transmitted through the Foothill Road culvert from a spring and swamp area that now comprises the "Jackson Pond" that was the primary issue of the aforementioned field investigation. The existence and location of this diversion and associated culvert/headgate substantiates the Honkanen testimony referred to in the preceding paragraph.
- 11. "[T]he subdivision of the land that once comprised the two separate ranches that are the subject of this objection precludes the ability to irrigate the acreage in the manner that is completely consistent with the historic practices that were in effect prior to the 1960's."
- 12. "Proofs of Appropriation V-09267, V-09268, and V-09269 do not receive water from Unnamed Spring (A)."
- 13. "Proofs of Appropriation V-09265, V-09266 and V-09270 can receive water from Unnamed Spring (A) as a direct diversion."
- 14. Similar to Finding No. 4, "[c]ulture maps from the U.S. Geologic Survey show homogenous vegetation on the parcels of land that make up the aerial photography from 1938, 1939-1940, and 1954 illustrate equivalent vegetative and irrigation patterns within the confines of all irrigated acreage within the Heritage Ranch and Green Acres subdivision areas."
- 15. Interviews of various individuals asserting the possession of knowledge regarding the subject matter at issue, as transcribed, marked and admitted into evidence as Defendant's Exhibit H, represent that no water from Unnamed Spring (A) was historically allowed to flow downstream to irrigate the Green Acre parcels other than perhaps as drainage or via tailwater

use.

16. Although no water from Unnamed Spring (A) is asserted to have been historically diverted to reach the Green Acre parcels directly, the capability to do so exists today as observed during the site visit and is known to have existed historically based upon the early construction of a wooden pipeline allowing the diversion of water from Unnamed Spring (A) toward the east of Foothill Road, thereby allowing the source water to reach the Green Acre parcels if desired. Alternatively, the water could be diverted south before reaching Foothill Road. See, inter alia, Plaintiff's Exhibit 2.

Conclusions of Law

The court adopts the relevant conclusions contained within the State Engineer's Final Order of Determination as it pertains to the specific determination regarding Unnamed Spring (A). Those conclusions include:

- "[I]t would not be suitable irrigation practice to apply more water than is necessary to irrigate pasture/harvest lands as listed under Proof V-06321, Proof V-06323, and Proof V-08850."
- 2. "[C]ommingling the waters of Unnamed Spring (A) with the waters of Unnamed Spring (D) is not necessary for the irrigation of lands that are exclusively irrigated by said Spring (D)."
- 3. "[T]he commingling of Unnamed Spring (A) water with the waters of Unnamed Spring (D) allows the application of more water than is necessary to adequately irrigate land covered by said Unnamed Spring (D)."
- 4. "[T]he continued use of Unnamed Spring (A) water to supplement Unnamed Spring (D) constitutes a waste of water that is not allowed under Chapter 533 of the Nevada Water Law", specifically NRS 533.070 among others.

5. To the extent the objections to the State Engineer's conclusions regarding the vested rights in Unnamed Spring (A) held by the owners of the Green Acre parcels are based on circumstantial evidence, and weighing the documentation said to focus upon the historical use and appropriation of water from Unnamed Spring (A) against the historical existence of such diversion capability, the court concludes that the existence of such diversion capability prevails as the more reasonable and reliable interpretation of the facts that such diversion did occur despite the circumstantial denials presented to the contrary.

Combining the conclusion immediately above with the State Engineer's conclusions contained within the Final Order of Determination causes the entry of the court's judgment:

Judgment

That substantial evidence to support the State Engineer's Final Order of Determination is present; the exceptions narrowed to the subject matter of the November 30, 2012, hearing are denied.

Therefore, the State Engineer's determination that Unnamed Spring (A) is the primary source of water for the following claims is affirmed:

Proof V-06342, 7.20 acres; Proof V-08850, 12.43 acres, Proof V-06322, 2.47 acres; Proof V-06325, 2.54 acres; Proof V-06326, 2.50 acres; Proof V-06327, 4.90 acres; Proof V-06328, 5.55 acres; Proof V-06329, 5.22 acres; Proof V-06330, 5.08 acres; Proof V-06331, 4.88 acres; Proof V-06333, 4.98 acres; Proof V-06334, 2.55 acres; Proof V-07486, 4.86 acres; Proof V-09264, 2.53 acres; Proof V-09265, 2.55 acres; Proof V-09266, 5.18 acres; Proof V-09270, 5.18 acres; for a total of 80.60 acres. . . .

Likewise, the State Engineer's finding that Unnamed Spring (A) shall henceforth be appurtenant to lands described under the following proofs is affirmed:

Proof V-06342, 7.20 acres; Proof V-08850, 12.43 acres, Proof V-06322, 2.47 acres; Proof V-06325, 2.54 acres; Proof V-06326, 2.50 acres; Proof V-06327, 4.90 acres; Proof V-06328, 5.55 acres; Proof V-06329, 5.22 acres; Proof V-06330, 5.08 acres; Proof V-06331, 4.88 acres; Proof V-06333, 4.98 acres; Proof V-06334, 2.55 acres; Proof V-07486, 4.86 acres; Proof V-09264, 2.53 acres; Proof V-09265, 2.55 acres; Proof V-09266, 5.18 acres; Proof V-09270, 5.18 acres; for a total of 80.60 acres.

As such, those proofs are determined to possess adjudicated vested rights to the water

originating from Unnamed Spring (A).

Miscellaneous

It was previously agreed by the parties participating in the hearing, and therefore is hereby ordered, that any other stipulations reached between those parties pertaining to the issues raised within their exceptions are to be included within the final decree.

It was also ordered during the hearing that the Jackson trustees are to allow the Groenendyke trustees reasonable access to water facilities affecting the Groenendyke property but located on the Jackson property.

The court ordered that any acknowledged acreage errors contained within the Final Order of Determination with regard to this submatter E are to be corrected. The court also hereby orders that all incidental corrections arising since the Final Order of Determination was issued, as discovered by the State Engineer since that date, are also to be corrected within the final decree.

The court concludes that all other issues raised as motions within the Groenendyke trustee's supplemental exception are not within the parameters of this judicial process and therefore are not addressed herein.

Having now entered rulings on all contested exceptions filed within Ninth Judicial

District Court case no. 08-CV-0363, the State Engineer is directed to commence the statutory

process for entry of a final decree.

IT IS SO ORDERED.

Dated this 2/4 day of December, 2013,

BAVID R. GAMBLE
Senior District Judge

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Copies served by mail this $\cancel{\cancel{3}\cancel{6}}$ day of December, 2013, to:

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Brenda Hollzen

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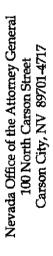
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APPENDIX E

Subpart F: Order and Judgment
Orders dated May 21, 2010 and August 30, 2010



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K. MALFERT DEPUTY

IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR COUNTY OF DOUGLAS

In the Matter of the Determination of the Relative rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (AKA Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (AKA Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada.

CATHERINE CORTEZ MASTO

Senior Deputy Attorney General Nevada State Bar No. 4764

775-684-1103

Carson City, Nevada 89701

Telephone: 775-684-1228

Attorney General BRYAN L. STOCKTON

100 N. Carson Street

Facsimile:

Case No.: 08-CV0363-F

Department No.: 1

ORDER

The State of Nevada, and Tracy Taylor, P.E., in his capacity as State Engineer of Nevada, by and through their counsel, Attorney General Catherine Cortez Masto and Senior Deputy Attorney General Bryan Stockton, submit their Order.

A hearing was held on December 16-17, 2009 and on January 14-15, 2010. Testimony was heard and evidence admitted. References herein are to the exhibit numbers assigned during the trial. The court makes the following findings of fact and conclusions of law.

FINDINGS OF FACT

- 1. The waters of Mott Creek were first put to beneficial use in 1852 by the Mott family and all dates of priority for the rights herein stem therefrom as the water appears to have been put to beneficial use continuously to the present day.
- 2. The water rights at issue herein were first quantified in 1889 in the water right claim made by Cerrissa Fettic wherein she claimed a one-quarter share of the flow of Mott Creek to irrigate "about 100 acres." Exhibit 4. The court herein finds that 117.42

acres had water that was put to beneficial use by irrigation and had appurtenant water, 117.42 acres is reasonable in light of the claim for "about 100 acres."

- 3. Testimony of Thomas Wheeler in the case of *Taylor v. Jones*, June 1, 1871 was admitted. Exhibit 22. Wheeler testified that there were "60 acres of [irrigated] grain, besides the hay lands." *Id.* The court finds that the owners at the time would have irrigated as much additional acreage as they could and that the 117.42 acres found to have appurtenant water is the most reasonable interpretation of the Wheeler testimony.
- 4. The 1904 Plane Table Survey conducted by L. H. Taylor provides substantial evidence to support the findings of the State Engineer in the Final Order of Determination. The court finds that there appear lines on the Survey that indicate that the limit of irrigation line may not be as precise as was found by the State Engineer. The area that is clearly marked as irrigated on the Survey was plotted by the State Engineer and totaled 104.03 acres. However, the court finds that there are other indefinite markings on the map that cause the court to find that an additional 13.39 acres were irrigated as well.
- 5. The 1938 aerial photograph shows substantial flood damage to the subject property, but it also shows substantial evidence of irrigation practices that coincide with the 117.42 acres herein found to have appurtenant water rights from Mott Creek. Exhibit 15.
- 6. The property at issue herein was last in unified ownership in the name of The Estate of Duane Myron Allerman, and was subdivided in 1985 and the 10 acre parcel in the name of Eric Song J. and Elizabeth Park was subdivided later. The lots were transferred with appurtenant water rights, however no determination has been heretofore made concerning the portion of the property to which the water from Mott Creek was placed to beneficial use and thereby made appurtenant thereto.
- 7. Common agricultural practice for lands under common ownership in the Carson Valley is to beneficially use all water available to irrigate as much land as possible. The slope of the land is one of the most important factors in irrigation practice. The one-foot contour interval map prepared by Resource Concepts, Inc., dated May 24, 1994; shows

that the slope of the property being fairly uniform until the break in slope which occurs generally at the 4,897 foot elevation contour interval. Exhibits 17 and 40. Soil type also remains consistent from the westerly end of the irrigated acreage through the slope change at the 4,897 foot contour.

8. Location the line of beneficial use at this point is also consistent with testimony and evidence that the hummocky area below the break at evaluation 4897 receives water though sub-irrigation from a high water table, and waste and drain water from an adjacent property.

CONCLUSIONS OF LAW

Beneficial use of water is the most important aspect of Nevada's Water Law. NRS 533.035; See also, *Desert Irrigation, Ltd. v. Nevada*, 113 Nev. 1049, 1059, 944 P.2d 835, 842 (1997). "[W]ater used in this State for beneficial purposes shall be deemed to remain appurtenant to the place of use." NRS 533.040 (1). When property is under unified ownership no attempt is made to inform the State Engineer of exactly where on the property water is put to beneficial use. When property becomes subdivided, water may be severed from its original place of beneficial use and transferred to a new beneficial use. *Margrave v. Dermody Properties*, 110 Nev. 824, 878 P.2d 291 (1995). However the deed must be specific in where the water is transferred from and to. *Id.* If the deed is silent, and merely transfers property with appurtenant water rights, the court must look to historical practices to determine where on the property the water was put to beneficial use. *Zolezzi v. Jackson*, 72 Nev. 150, 297 P.2d 1081 (1956).

The property at issue appears to have been entitled to a one-quarter share of Mott Creek since at least the Cerrisa Fettic claim of 1889. The court finds that the water shall be apportioned as detailed below.

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Nevada Office of the Attorney General

Jarson City, NV 89701-4717

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ORDER

It is hereby ordered the final decree in this matter shall include the following:

Claim V-05314 shall be entitled to irrigate 21 acres from the second diversion of Mott Creek in the name of David B. Davis and Sharon L. Davis.

Claim V-06313 shall be entitled to irrigate 40 acres from the second diversion of Mott Creek in the name of Canyon Creek Equestrian Center, LLC.

Claim V-06349 shall be entitled to irrigate 33.46 acres from the second diversion of Mott Creek in the name of Maddi's Friesian Ranch.

Claim V-06350 shall be entitled to irrigate 12.96 acres from the second diversion of Mott Creek in the name of Thomas M. and Paula J. Yturbide, Trustees of the Yturbide 1991 Family Trust.

Claim V-06351 shall be entitled to irrigate 10 acres from the second diversion of Mott Creek in the name of Eric Song J. and Elizabeth Park.

The State Engineer shall create a rotation schedule that allows the parties to receive their proportionate share of the full use of the second division of Mott Creek in a way that promotes beneficial use of the water. The State Engineer shall meet with the parties and confer to work out a schedule that is acceptable to all the parties.

Although sufficient data does not exist at this time to accurately determine the increase or decrease in the proportional share of time based on ditch loss, infiltration rate and depth to the water table within the parcels of land affected by this decision, the rotation schedule shall include that data which does exist, including more permeable soils to the west and some benefit to the Davis parcel from sub irrigation and less soil permeability. This may impact the rotation schedule necessary to fairly apportion available water.

After one irrigation year on the State Engineer's rotation schedule, any party may petition the Court for necessary changes which become apparent.

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Nevada Office of the Attorney General 100 North Carson Street Carson City, NV 89701-4717

The amount of water herein awarded is based on high flows that generally occur in the
spring of the year. As water flows decrease over the course of the summer and early fall, the
parties will share the reduced flows proportionally.
DATED this 21 day of May, 2010.
1000 U

DISTRICT JUDGE

Submitted by:

CATHERINE CORTEZ MASTO Attorney General

Ву:

BRYAN L/STOCKTON Nevada State Bar #4764 Senior Deputy Attorney General 100 North Carson Street Carson City, Nevada 89701-4717 (775) 684-1228

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CERTIFICATE OF MAILING

I certify that I am an employee of the Office of the Attorney General, State of Nevada, and that on this 20th day of May 2010, I deposited for mailing at Carson City, Nevada, postage prepaid, a true and correct copy of the foregoing **ORDER**, addressed to the following:

Paul Taggart, Esq.
Tyler Elanco, Esq.
108 North Minnesota Street
Carson City, Nevada 89703
Attorneys for Maddi's Friesian Ranch
*

Jennifer Ytrubide, Esq.
Brooke, Shaw & Zumpft
1590 Fourth Street
P.O. Box 2860
Minden, Nevada 89423
Attorneys for Ytrubide Family Trust

Eric and Elizabeth Park
290 Allerman Lane
Gardnerville, Nevada 89460
Pro Per

David and Sharon Davis P.O. Box 1360 Gardnerville, Nevada 89460 Pro Per 782-5543

Ross E. de Lipkau, Esq. Parsons, Behle & Latimer 50 W. Liberty Street, #750 Reno, Nevada 89501

Gerald R. Novotny, Sr. P.O. Box 415 Glenbrook, Nevada 89413 Canyon Creek Equestrian Center

Sandie Geyer, LS/I

Office of the Attorney General

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Case No.: 08-CV0363-F

Department No.: 1

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IN THE NINTH JUDICIAL DISTRICT COURT OF THE STATE OF NEVADA IN AND FOR COUNTY OF DOUGLAS

In the Matter of the Determination of the Relative rights in and to the Waters of Mott Creek, Taylor Creek, Cary Creek (AKA Carey Creek), Monument Creek, and Bulls Canyon, Stutler Creek (AKA Stattler Creek), Sheridan Creek, Gansberg Spring, Sharpe Spring, Wheeler Creek No. 1, Wheeler Creek No. 2, Miller Creek, Beers Spring, Luther Creek and Various Unnamed Sources in Carson Valley, Douglas County, Nevada.

ORDER

A hearing was held on July 16, 2010 on a MOTION FOR PRELIMINARY INJUNCTION filed by Maddi's Friesian Ranch (MFR) on July 6, 2010. MFR was represented by their attorney, Paul Taggart, Esq. Yturbide's were represented by their attorney Jennifer Yturbide, Esq. Elizabeth Parks was present on her own behalf. David Davis was present on his own behalf. Steve Hattaway was present on behalf of Gerald Novatny. Jason King, P.E., in his capacity as State Engineer of Nevada, was represented by and through his counsel, Attorney General Catherine Cortez Masto and Senior Deputy Attorney General Bryan Stockton.

The State Engineer drafted a proportional rotation schedule (PRS) that divided flow of the water the second division of Mott Creek based on the acreage to be irrigated to each of the parties. Exhibit 1. The parties attempted to negotiate among themselves, and a meeting was held June 17, 2010 at the office of the Attorney General. Mr. Stockton informed the parties that if they could not agree to a rotation schedule, the State Engineer intended to implement the PRS with Yturbide first for the remainder of the 2011 irrigation season only.

MFR questioned whether the implementation of the PRS was in accordance with the Order of this Court that consideration be given to the western parcels to receive extra water

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The State Engineer also proposed what is being called the "rounded off rotation schedule" (RRS) for the 2011 irrigation season. Exhibit 2. This schedule allows the parties to change water at 8:00 AM or 8:00 PM and cuts water flows into 12-hour increments. Yturbide receives extra time in rotation than they have under PRS and MFR received the same time for their 33.46 acres as Novotny does for his 40 acres.

Finally, MFR argues that it should get more water because its use is better than the other parties. The United States Supreme Court has said that "[t]o have a property interest in a benefit, a person clearly must have more than an abstract need or desire for it. He must have more than a unilateral expectation of it. He must, instead, have a legitimate claim of entitlement to it." Board of Regents of State Colleges v. Roth, 408 U.S. 564, 577 (1972). In Nevada, relative values of use are not valid criteria to award water to users who feel they can make a better use of the water. Therefore, no additional water may be allowed to MFR based solely on perceived relative values of beneficial use.

The PRS will be in effect until the end of the 2010 irrigation season. Exhibit 1. The RRS will be in effect beginning with the 2011 irrigation season and until further order of this Court. Exhibit 2.

IT IS SO ORDERED.

DATED this 30 day of August, 2010.

District Court Judge

Submitted By:

BRYAN L. STOCKTON

Senior Deputy Attorney General

Nevada State Bar #4764 100 North Carson Street

Carson City, Nevada 89701

(775) 684 -1228

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CERTIFICATE OF MAILING

I certify that I Sandie Geyer, an employee of the Office of the Attorney General, State of Nevada, and that on this ______day of August 2010, I deposited for mailing at Carson City, Nevada, postage prepaid, a true and correct copy of the foregoing **ORDER** addressed to the following:

Paul Taggart, Esq.
Tyler Elanco, Esq.
108 North Minnesota Street
Carson City, Nevada 89703
Attorneys for Maddi's Friesian Ranch

Jennifer Ytrubide, Esq. Brooke, Shaw & Zumpft 1590 Fourth Street P.O. Box 2860 Minden, Nevada 89423 Attorneys for Ytrubide Family Trust

Eric and Elizabeth Park 290 Allerman Lane Gardnerville, Nevada 89460 *Pro Per*

David and Sharon Davis P.O. Box 1360 Gardnerville, Nevada 89460 Pro Per 782-5543

Gerald R. Novotny, Sr. P.O. Box 415 Glenbrook, Nevada 89413 Canyon Creek Equestrian Center

Sandie Geyer, LSIV

Office of the Attorney General

EXHIBIT 1

EXHIBIT 1

2010 IRRIGATION SEASON - 21 DAY ROTATION SCHEDULE FOR SECOND MOST NORTHERLY MOTT CREEK DIVERSION

DAY 1 / DAY 22	DAY 2	DAY 3	DAY 4	DAY 5	DAY 6	DAY 7
V-05314 ENDS 6:00AM (DAY 1 BEGINS)		V-06350 ENDS 11:30PM		V-06351 ENDS 8:15AM		
V-06350 STARTS 6:00AM		V-06351 STARTS 11:30PM		V-06349 STARTS 8:15AM		
DAY 8	DAY 9	DAY 10	DAY 11	DAY 12	DAY 13	DAY 14
			V-06349 ENDS 8:00AIM V-06313 STARTS 8:00AIM			
DAY 15	DAY 16	DAY 17	DAY 18	DAY 19	DAY 20	DAY 21
			V-06313 ENDS 12:00PM V-05314 STARTS 12:00PM			

CLAIM NO.	PRO RATA HOURS ACTUAL HOURS ACTUAL TIME	ACTUAL HOURS	ACTUAL TIME	% OF ACREAGE	% OF ACREAGE ACTUAL ACREAGE
V-06350*	65.52	65.5	2 DAYS-17 HOURS-30 MINUTES	13	12.96
V-06351*	32.76	32.75	1 DAY-8 HOURS-45 MINUTES	99	9
V-06349	143.64	143.75	5 DAYS-23 HOURS-45 MINUTES	28.5	33.46
V-06313	171.864	172	7 DAYS- 4 HOURS	34.1	9
V-05314	90.216	8	3 DAYS-18 HOURS	17.9	21
TOTALS	504	504	3 WEEKS	100	117.42

*V-06350 AND V-06351 SUBJECT TO 2/3, 1/3 AGREEMENT

EXHIBIT 2

EXHIBIT 2

2011 IRRIGATION SEASON- 21 DAY ROTATION SCHEDULE WITH 08:00 AM START TIME

V-06350 STARTS ON DAY ONE

DAY 1	DAY 2	DAY 3	DAY 4	DAY 5	DAY 6	DAY 7
V-06350			05E90-A	V-06351		
STARTS			ENDS	ENDS		
08:00 AM			08:00 AM	8:00 PM		
			V-06351	V-06349		
			STARTS	STARTS		
			08:00 AM	8:00 PM		
DAY 8	DAY 9	DAY 10	DAY 11	DAY 12	DAY 13	DAY 14
				V-06349		
				ENDS		
24.5				8:00 AM		And Andrews
				V-06313		
. 13 + 13				CTABTS		
				08:00 AM		
DAY 15	DAY 16	DAY 17	DAY 18	DAY 19	DAY 20	DAY 21
		-	V-06313			
			ENDS			
			08:00 PM			
			V-05314			V-05314
			STARTS			ENDS
			8:00 PM			08:00 AM

CLAIM NO.	PRO RATA HOURS % OF ACREAGE	% OF ACREAGE	PROPOSED ACTUAL TIME	ACTUAL HOURS	ACTUAL HOURS ACTUAL ACREAGE
V-06350*	0	13	3 DAYS	72	12.96
V-06351		6.5	1 DAY-12 HOURS	38	10
V.06344		28.5	6 DAYS-12 HOURS	156	33.46
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V-05314		1/.9	S DATS-12 HOURS	5	7.7
TOTALS	504	100	3 WEEKS	504	117.42

*V-06350 AND V-06351 SUBJECT TO 2/3, 1/3 AGREEMENT

Carson Valley-Mott Creek, Et Al. Adjudication Douglas County, Nevada

